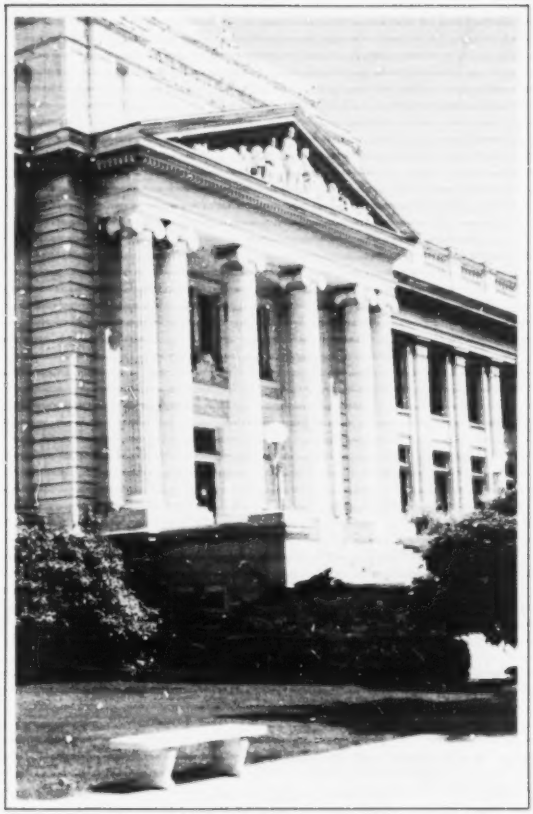
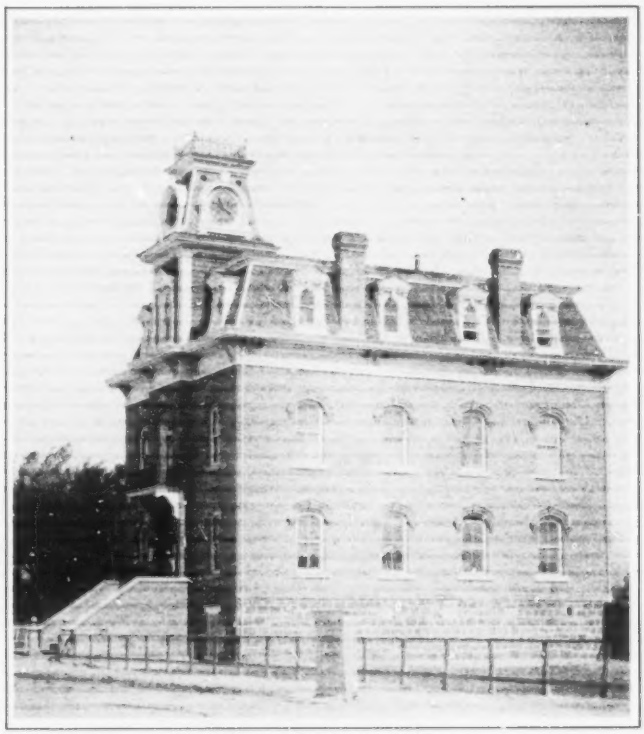
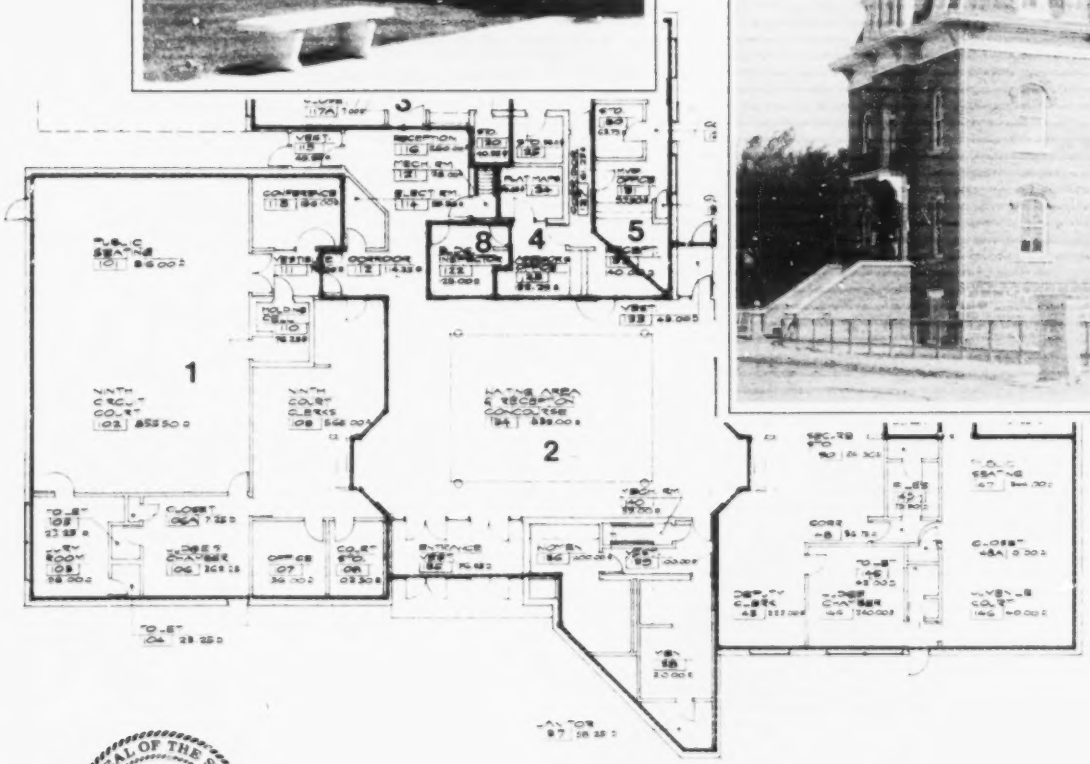
S7850-1(U)



Utah Courts
1983 - 84





Utah Judicial Council • 255 South Third East • Salt Lake City, Utah 84111

TABLE OF CONTENTS

Utah Court System 1

Transmittal Letters 3

Judicial Council 6

Court Administrators Office 8

Supreme Court 14

Juvenile Court 18

District Court 22

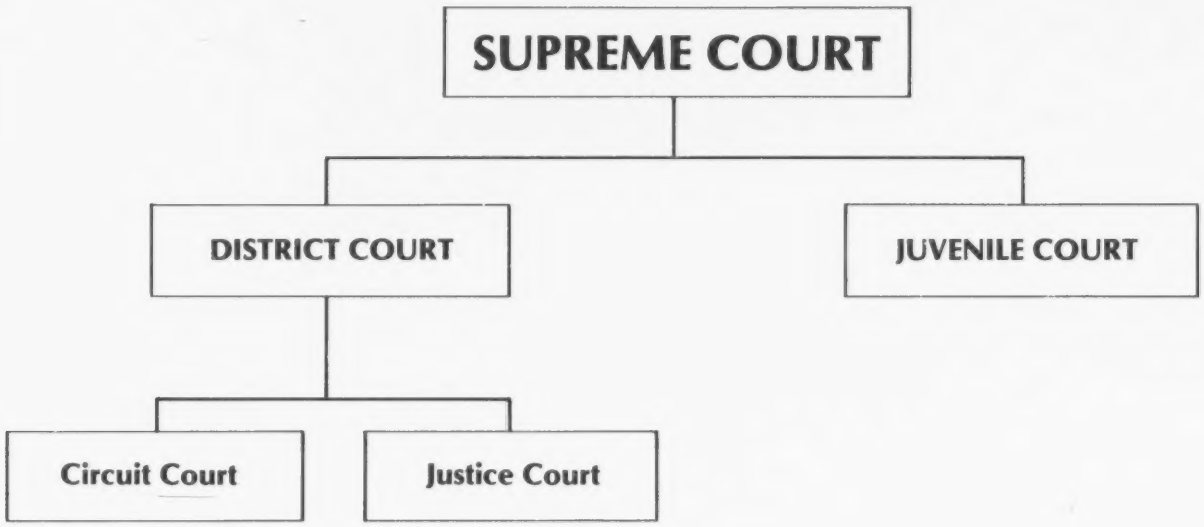
Circuit Court 36

Justice of the Peace Court 52

Driving Under the Influence of Alcohol 60

Reducing Court Delay 64

UTAH COURT SYSTEM



Supreme Court

The Supreme Court is the final court of appeal in Utah and also promulgates rules of procedure and rules of evidence in all Utah Courts.

The Supreme Court hears appeals from District Court decisions, Juvenile Court decisions and from administrative agency decisions, and may hear appeals from Circuit Court and from Justice of the Peace courts involving constitutional issues. It may also issue original and remedial writs.

The Supreme Court is composed of one chief justice and four associate justices and sits in the State Capitol Building in Salt Lake City. The Supreme Court is totally funded by the State.

District Courts

The District Courts in Utah are the trial courts of general jurisdiction. There are currently seven judicial districts served by twenty-nine judges. Each of Utah's twenty-nine counties has a district court division.

The District Court has original jurisdiction over civil and criminal cases and has appellate power over Circuit Courts. It may hear appeals from Justice of the Peace courts by conducting a trial de novo.

The District Courts are funded by the counties in which they sit. The State funds the salaries of the judges and provides some administrative support. Court revenues, except for civil filing fees, are remitted to the county.

Circuit Courts

Utah's Circuit Courts were established in 1978 as courts of limited jurisdiction. There are twelve circuits served by thirty-seven judges. Each circuit has at least one primary location and may also have secondary locations, generally the county seats, where court is also held. The Circuit Court also has municipal departments in cities electing to create them.

The Circuit Courts have concurrent jurisdiction with the District Court for civil cases involving less than $10,000 and may accept cases filed in the District Court and transferred under court rules. The Circuit Courts have concurrent jurisdiction with Justice of the Peace courts for civil cases involving amounts less than $750. The Circuit Courts have jurisdiction to try criminal charges for misdemeanors, infractions and traffic offenses and can hold preliminary hearings to bind over accused felons to stand trial in District Court.

As of July 1, 1983, the Circuit Court became fully state funded for primary locations. The state reimburses the city or county for secondary locations and municipal depart -

ment expenses on a contractual basis. The state receives most of the fines, fees and forfeitures collected by the court with a portion remitted to the city or county in which court is held.

Justice Courts

Justice of the Peace courts are established by the cities or counties and serve as courts of limited jurisdiction, most often presided over by non-lawyer judges. There are presently 171 Justice Courts in the state with 163 judges.

Justice Courts hear civil matters involving sums less than $750 and have jurisdiction to try Class B and C misdemeanors, infractions and traffic offense. Justice Courts may hold preliminary hearings for accused felons.

Justice of the Peace courts are funded by the local governmental units for which they sit. Revenues collected by Justice Courts remain with the cities and counties. The state provides annual training sessions and a certification program for Justices of the Peace.

Juvenile Court

The Juvenile Court has exclusive original jurisdiction over juvenile delinquency and neglect cases. The state is divided into five Juvenile Court districts, served by nine judges and administered by the Office of the Juvenile Court Administrator. The Juvenile Court is state funded.

Gordon R. Hall
Chief Justice
Chairman, Utah Judicial Council

255 South Third East
Salt Lake City, Utah 84111
(801) 533-6371

The Honorable Members of the
Forty-Sixth Legislature

The Honorable Scott M. Matheson

The Citizens of the State of Utah

It is my pleasure to present to you this Annual Report of the State's Courts.

The report reflects the operation of the state's adult trial courts during the period from July 1, 1983 to June 30, 1984. This is an important period in the history of Utah's court system in that it marks the first year of state funding of the circuit court system. On July 1, 1983, this limited jurisdiction court system became fully state funded and administered, completing the transformation of the original system of city courts into a system of limited jurisdiction trial courts available in twenty-two primary locations and twenty-two secondary locations and municipal departments throughout the state.

During this period, the jurisdiction of the circuit court was expanded to civil claims up to $10,000. This statutory change was designed to alleviate the heavy workload of the district courts in the civil area. Rule 4.1 of the Rules of Practice became effective on July 1, 1983 with the goal of reducing court delay in the states trial courts. Stiffer penalties for DUI (Driving Under the Influence of Alcohol) offenses became effective August 1, 1983. The report demonstrates the effect of these statutory and procedural changes on the caseload of the court system.

The approval of the revised Judicial Article by the electorate allows for further statutory improvements in the court system. The new Article gives flexibility to the the legislature to develop new court systems and make improvements in our current systems to deal efficiently and effectively with the judicial workload and to further the administration of justice for the people of Utah.

I commend this report to your attention in the hope that it will add to your knowledge and understanding of the operations of the Judiciary.

With Kindest Regards,

Gordon R. Hall

GORDON R. HALL
Chief Justice

0010-59

OFFICE OF THE COURT ADMINISTRATOR

STATE OF UTAH

255 SOUTH THIRD EAST
SALT LAKE CITY, UTAH 84111
TELEPHONE: (801) 533-6371

June 30, 1984

Utah Judicial Council

Utah Judicial Planning Committee

Utah Judicial Conference

The Honorable Scott M. Matheson
Governor, State of Utah

The Honorable Gordon R. Hall
Chief Justice, Supreme Court of Utah

The Honorable Members of the
Utah State Legislature

The Utah Court Administrator's Act in 78-3-21-(3)(b) requires the Judicial Council to publish and submit an annual report on the operations of the courts. Responding to that requirement, I am pleased to submit to you the 11th Annual Report of the Courts covering the period July 1, 1983 through June 30, 1984.

The statistical information contained in the report is the most accurate and dependable information ever collected in Utah. The State Judicial Information System (SJIS) has reached a level of reliability that the Judicial Council feels confident in recommending that information to anyone in the public or private sector who has need for such information.

You will note, for the first time, this report attempts to analyze and draw conclusions from the statistics contained in the report. Future reports will continue with this practice leading to recommendations for legislation which is also requested in the Court Administrator's Act.

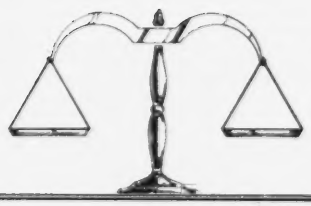
As in all previous annual reports the 11th report is now submitted to you with the continued commitment of the Judicial Branch of Government to serve the people of Utah with justice, fairness and efficiency.

Sincerely,

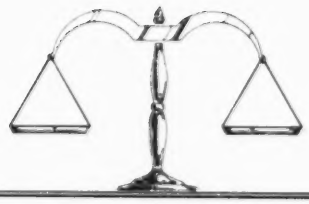
Richard V. Peay

RICHARD V. PEAY
State Court Administrator

lp



Judicial Council
Court Administrators Office



Judicial Council
Court Administrators Office

JUDICIAL COUNCIL

A Judicial Council was first established in Utah in 1973 in order to unify the policies and procedures of the trial courts and to better administer the needs of each court system. The Chief Justice of the Supreme Court chairs the council. Four district court judges, one circuit court judge, one justice of the peace and one juvenile court judge comprise the rest of the voting membership. The Utah State Bar President or his designee serves as a non voting member. The State Court Administrator serves as secretary and staff for the Council.

The revised Judicial Article effective July 1, 1985 makes the Judicial Council a constitutional body with the responsibility of adopting rules for the administration of the courts of the state. The Chief Justice is designated as the chief administrative officer for the courts and shall implement the rules adopted by the Council.

The Judicial Council holds open meetings monthly at the Administrative Office of the Courts in Salt Lake City, Utah. In addition to formulating internal policies for the trial courts, Council meetings also provide opportunities for other branches of government, state and national agencies and citizen groups, to present issues and concerns directly to the judiciary.

Chief Justice Gordon R. Hall
George Ballif, District Court
Boyd Bunnell, Disttict Court
Dean Conder, District Court
John Wahlquist, District Court
Regnal Garff, Juvenile Court
Phillip Browning, Circuit Court
Joseph L. Jones, Jr., Justice of the Peace Court
O. Wood Moyle III, State Bar Representative
Richard V. Peay, State Court Administrator

(Photos Left to Right, Top to Bottom)

JUDICIAL COUNCIL ADVISORY COMMITTEE

The Judicial Council and the courts of Utah are sensitive to the concerns of the public regarding the operation of the judicial system. In 1974, the Council established a committee of citizens to advise the Council on public concerns relating to the judiciary. The committee members meet monthly at the Office of the State Court Administrator to undertake special projects to help bridge the gap between the judicial process and the average citizen taxpayer. The committee is composed of fifteen members from a geographical cross-section of the state.

Members of the Advisory Committee participate in many activities of the judiciary and attend the Annual Judicial Conference. They have been invited to speak at regional conferences. A representative of the Committee attends each Judicial Council meeting and reports on citizen concerns.

During 1983-84, the Advisory Committee members were active participants in following the legislative process. The Committee reviewed proposed bills which would affect the judiciary and provided the legislature with their input as citizens concerned with the effectiveness of the judicial process.

During 1983-84, the Advisory Committee accepted the assignment of studying victims' rights and restitution and formulating recommendations for the judiciary. The committee sought imput from many areas of the criminal justice system; prosecutors, defense attorneys, corrections personnel and victim counselors and advocates. It also reviewed the recommendations of the Conference on the Rights of Victims of Crime, sponsored by the National Organization for Victim Assistance (NOVA) and the National Judicial College and consulted with local judges. The Committee report was presented to the judiciary at the Annual Conference and was well received by the judges. The recommendations were adopted and approved by the Judicial Council. The Committee is continuing to study the area of the rights and concerns of victims of crime in order to advise the Judicial Council on these problems and make further recommendations.

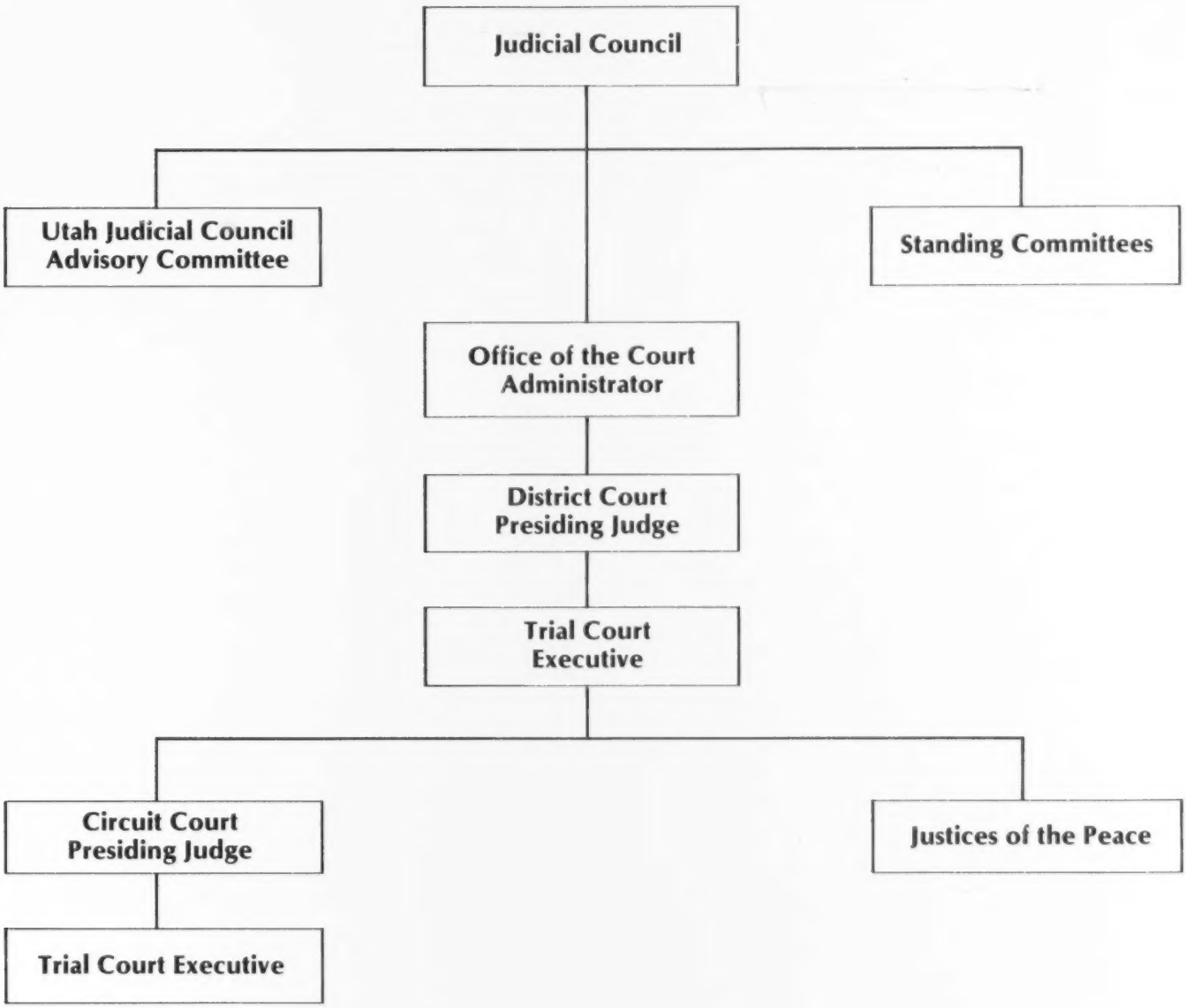
Committee Members

Chairman:
- Aileen Clyde, Springville, appointed 1978

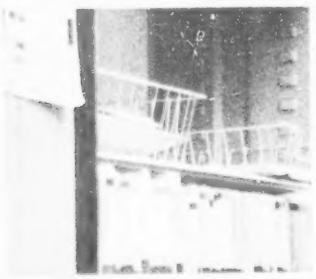
Vice Chairman:
- Royden Braithwaite, Cedar City, appointed 1978
- Stewart M. Hanson, Jr., Salt Lake City, appointed 1980

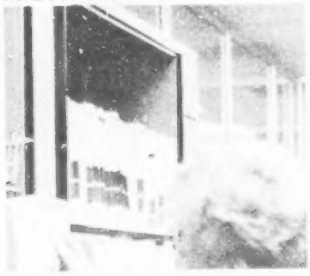
Members:
- Brunheild Hanni, Salt Lake City, appointed 1974
- Rex Fuhriman, Logan, appointed 1975
- Allen Moll, Salt Lake City, appointed 1976
- Judy Magid, Salt Lake City, appointed 1978
- Fay Gillette, Tooele, appointed 1978
- Harriet Marcus, Salt Lake City, appointed 1978
- Lynn Phillips, Ogden, appointed 1982
- Lucille Hansen, Bountiful, appointed 1982
- Wendall McGarry, Ephraim, appointed 1983

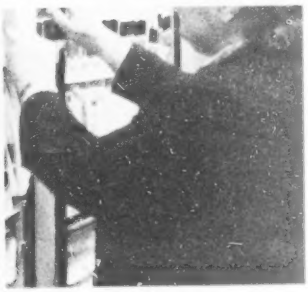
COURT ADMINISTRATOR'S OFFICE



Ronald W. Gibson







Administrative Office

Utah's Court Administrator's act creates an administrative system for trial courts which is subject to central direction by a judicial council to achieve uniformity and coordination in the administration of justice.

The Judicial Council also serves as the state's Judicial Planning Committee which develops goals and objectives to help the judiciary meet the needs of the future.

Working under the direction of the Council is the state Court Administrator, a professional in the field of public administration and court procedures. Utah's State Court Administrator has a large range of statutory powers, duties and responsibilities to insure the efficient operation of the State's trial court systems.

The Court Administrator's Office coordinates administrative policies and procedures for trial courts. It supplies valuable resource materials such as the Criminal Benchbook, Justice of the Peace Manual, Uniform Bail Schedule and compiles and publishes this Annual Report. The Court Administrator's Office also organizes and coordinates Judicial Education and Judicial Assistance programs for all trial court judges.

When the Circuit Courts became fully stated funded on July 1, 1983 the Court Administrator's Office became responsible for administering and directing the budgetary and operational procedures for an entire court system. The activities of coordinating court procedures and policies for twenty-two primary locations, overseeing purchasing, personnel and payroll matters and auditing court revenues and expenditures have added to the workload of the Court Administrator's Office.

Each district and circuit court has a presiding judge who has responsibility for the operation of that court. Assisting the presiding judge is a Trial Court Executive, a professional court administrator. Trial Court Executives from circuit and district courts all over the state meet monthly at the Court Administrator's Office to help formulate uniformity and fairness in court procedures throughout the state.

State Court Administrator's Office

Richard V. Peay, State Court Administrator
Ronald W. Gibson, Deputy Court Administrator
Gordon N. Bissegger, Senior Assistant Court Administrator
Melinda Monahan, State Assistant Court Adminstrator
Philip Clayton, Circuit Court Auditor
Lyn Peterson, Office Manager
Elizabeth Stewart, Debra Thurman, Dorothy Giroux, Secretaries
Charmaine Allen, Data Entry Specialist
Liz Shaw, Wendy Wozab, Data Entry Clerks
Susan Hanson, Personnel Officer
Renee Morita, Personnel Intern

COURT STATISTICAL INFORMATION

Accurate statistical information on court caseloads is a necessary tool for court management and administration. Because of the number of separate courts in Utah, spread over a large geographical area, accurate caseload figures have been difficult to obtain in the past. Efforts were first made to gather such information statewide in a District Court program established in 1969 by Justice A.H. Ellett as Assignment Justice. In 1973, the Office of the State Court Administrator was established by the Legislature. This office began to gather more complete information on trial courts, including city courts.

During 1981, the State Judicial Information System (SJIS), utilizing a Wang V.S. computer system, went "on-line." The statistical information in this report is derived from this system.

Under the SJIS system, court clerks file reports on District and Circuit Court criminal and civil case filings and dispositions weekly. Probate, traffic and small claims reports are made monthly as are reports from Justice of the Peace Courts. A few courts which use automated data processing systems (Second and Third Districts and Fifth Circuit) supply their data directly to the computer on tape.

Monthly revenue reports are completed by District and Circuit Courts and expenditure reports are made biannually to reflect local government costs.

The system provides centralized information on judicial system activities. Disposition reports are sent to local law enforcement agencies to allow them to follow up on arrests. A report is made regularly to BCI, (the Bureau of Criminal Identification) on criminal dispositions, to keep the criminal history file updated. In 1983, an additional reporting task of certifying alcohol related convictions to the State Tax Commission was assigned to the Court Administrator's Office. This certification can be done only with the use of SJIS case information.

Data compiled by the information system was requested and received by a total of fifty state and local agencies during 1983-84

The courts are participating in the Commission on Criminal and Juvenile Justice's project on coordinating the information systems of various segments of the criminal justice system to facilitate exchange of information. SJIS is the basis of court disposition information and will provide valuable data to law enforcement, prosecution and corrections as part of the information system cooperative.

Judicial Education

The State of Utah has a tradition of supporting programs which update and maintain the skills of judges and court support personnel. One of the major responsibilities of the State Court Administrator's Office is to organize and administer these programs.

Education for judges is provided both in state and at selected out of state programs. Judges newly appointed to the bench attend the National Judicial College in Reno for an intensive one week course. Other judges may also attend programs at the National College on a rotating basis.

The Annual Judicial Conference, held each September, provides an educational program coupled with opportunities for judges to discuss problems and policies for the courts. In addition, the circuit court judges hold a seminar in the spring to provide updates on developments in Utah law. District Judges and Supreme Court Justices receive similar intensive education programs in connection with the Southwestern Judicial Conference.

Justices of the Peace receive two seminars yearly. Training is provided at a basic level for newly appointed or elected justices while more advanced programs are available for those who have been on the bench for several years.

> "On donning the robes, one must remain a student".
>
> **Justice Tom Clark**

Clerks receive training at Annual Circuit Court Clerks seminars and regional meetings. District court clerks receive training in alternate years.

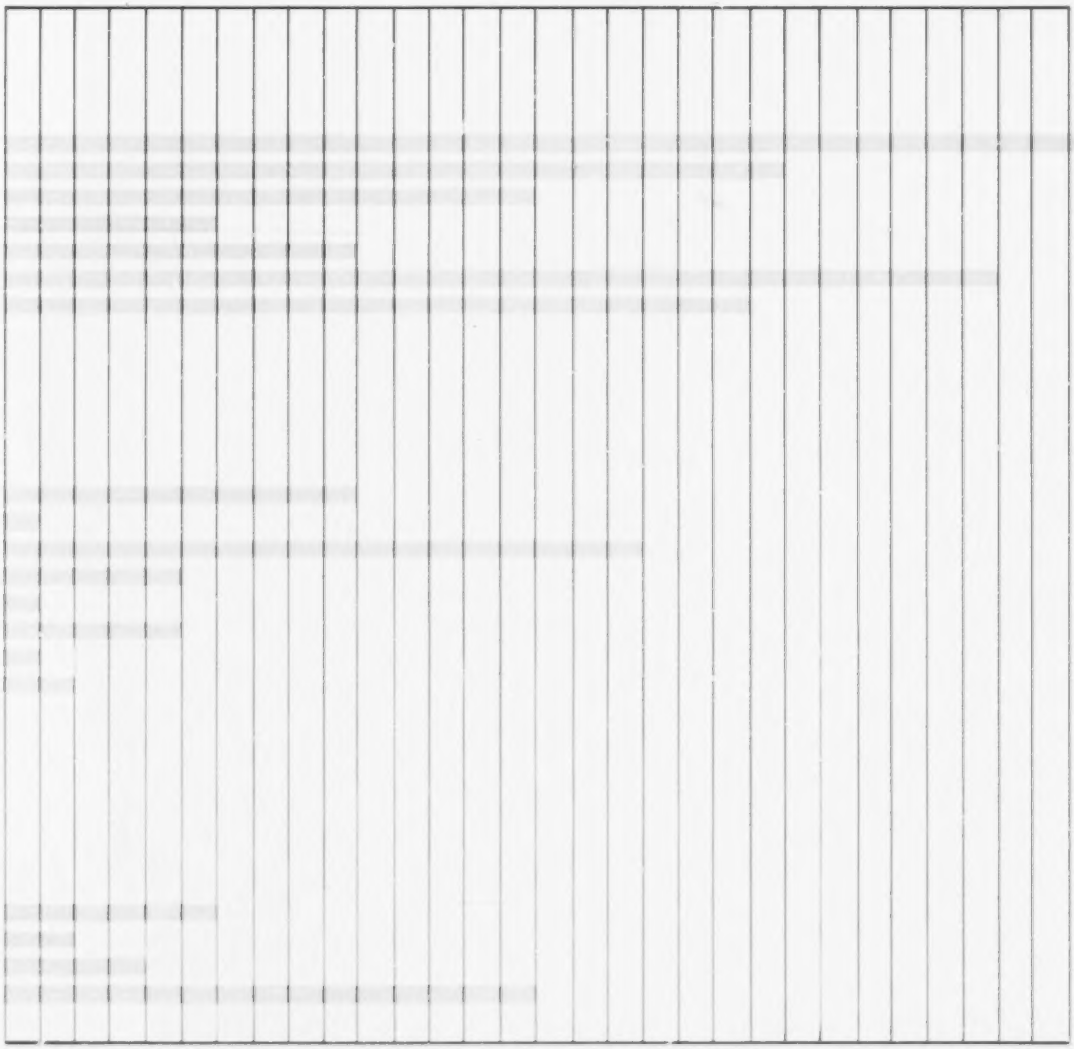
During 1983-84, four staff members and three judges attended a conference on Court Technology held in Chicago, Illinois. The Utah Juvenile Court Profile II system was the topic of one seminar session at that conference.

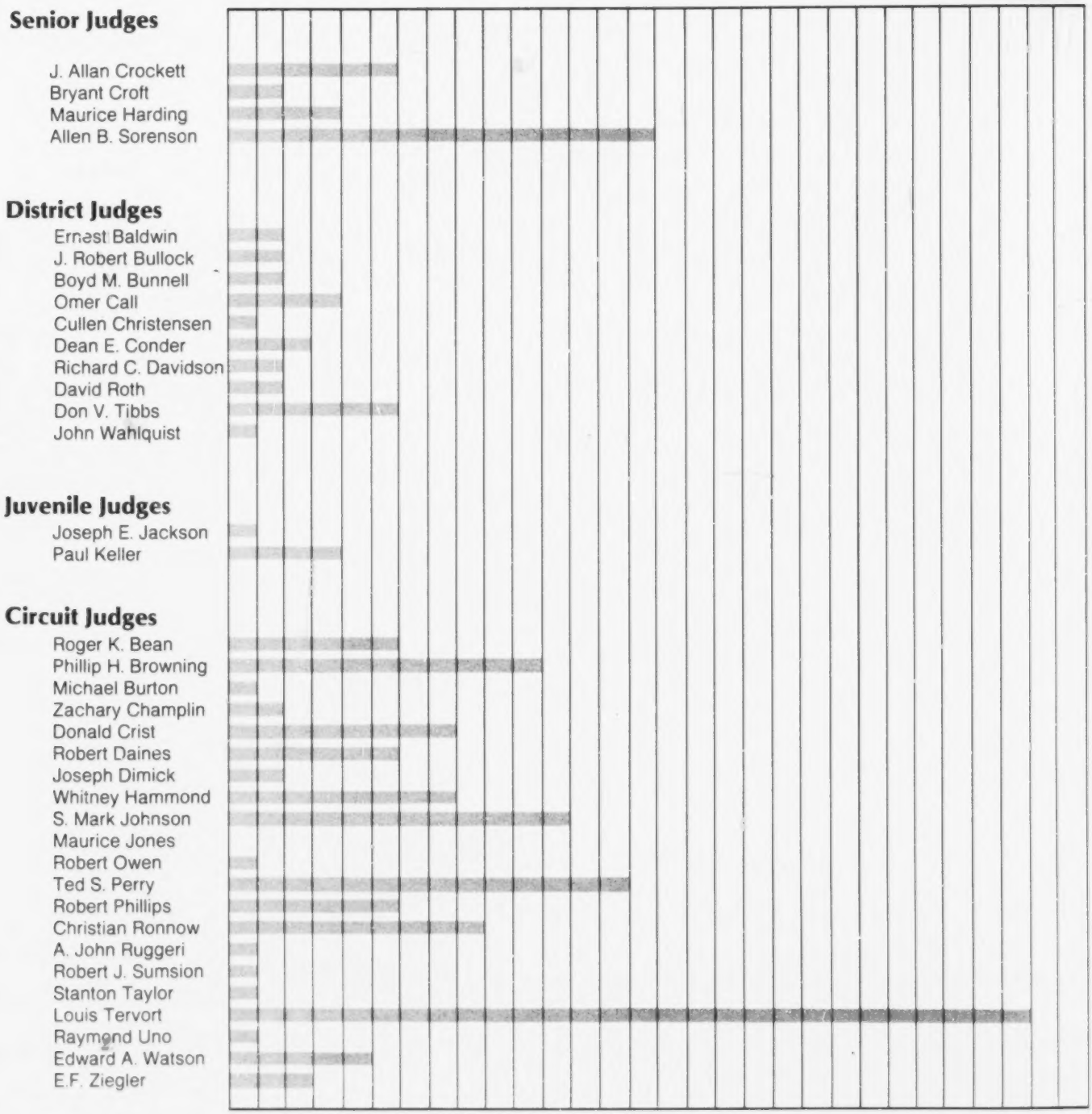
Judicial Assistance

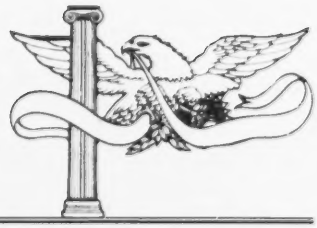
To make optimal use of judicial resources, retired judges and justices may be called to serve as Senior Judges and judges of the circuit, district and juvenile courts may be reassigned to hear cases as needed. This allows for flexibility within the court system and guarantees judicial services throughout the state.

During 1983-1984, the following circuits and districts received judicial assistance.

These assignments were received by several judges, both retired and currently serving. Their service is noted and appreciated.




Senior Judges
J. Allan Crockett
Bryant Croft
Maurice Harding
Allen B. Sorenson
District Judges
Ernest Baldwin
J. Robert Bullock
Boyd M. Bunnell
Omer Call
Cullen Christensen
Dean E. Conder
Richard C. Davidson
David Roth
Don V. Tibbs
John Wahlquist
Juvenile Judges
Joseph E. Jackson
Paul Keller
Circuit Judges
Roger K. Bean
Phillip H. Browning
Michael Burton
Zachary Champlin
Donald Crist
Robert Daines
Joseph Dimick
Whitney Hammond
S. Mark Johnson
Maurice Jones
Robert Owen
Ted S. Perry
Robert Phillips
Christian Ronnow
A. John Ruggeri
Robert J. Sumsion
Stanton Taylor
Louis Tervort
Raymond Uno
Edward A. Watson
E.F. Ziegler
Number of Assignments



Supreme Court

SUPREME COURT

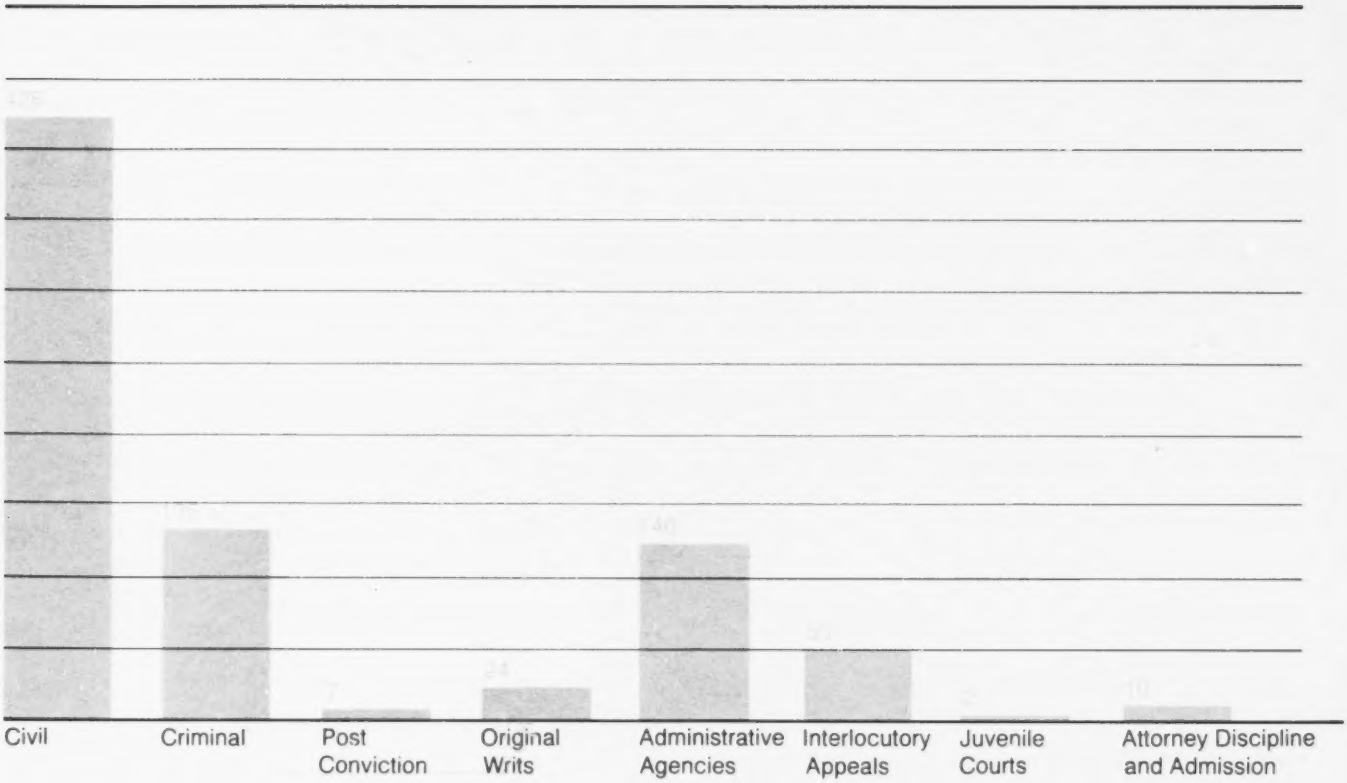
Gordon R. Hall, Chief Justice
I. Daniel Stewart, Associate Justice
Richard C. Howe, Associate Justice
Christine M. Durham, Associate Justice
Michael Zimmerman, Associate Justice
Geoffrey J. Butler, Supreme Court Clerk

The Utah Supreme Court conducts its business on a monthly schedule. The court generally sits the first and third Mondays of each month for the purpose of hearing and deciding matters presented on a Law and Motion calendar. These are generally matters in which the opposing sides do not contest the facts presented but do disagree on the proper application of law to those facts. Following the presentation of the arguments of the attorneys, the members of the court hold a conference to decide the matter and to determine whether a minute entry of the decision is sufficient or if the circumstances warrant issuing a written opinion. A justice is assigned to write an opinion if necessary.

In the calendar year 1983, the Court heard 238 new Law and Motion issues and rendered its decision.

In the second full week of each month, the court hears the arguments of counsel on the cases calendared for hearing that month. The court schedules 25 new cases each month. After hearing the arguments of the lawyers and reading the arguments contained in their briefs, the Justices hold conferences and reach a consensus of opinion. One Justice is assigned to write an opinion. The writing assignments are made on a rotation basis to distribute the case load as equally as possible. Justices may elect to write separate opinions, concurring or dissenting.

During the calendar year 1983, the court had 784 new filings. The cases concerned the following matters.

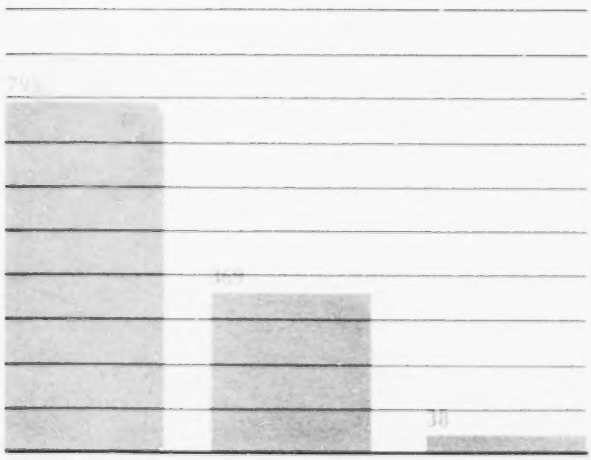


The heavy case load of the Supreme Court continues to rise during 1984.

The court disposed of 691 cases during 1983. The court has initiated new procedures to help deal with the caseload growth and is disposing of more cases in per curiam opinions and by summary dispositions.

1983 Dispositions

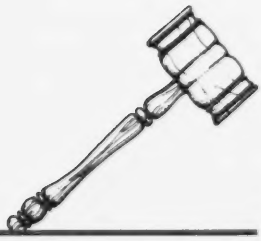
Written opinions = 269
Dismissals = 254
Per curiam decisions = 108
Summary dispositions = 60



The court has also begun to implement new data processing procedures to help manage the caseload. The Supreme Court's Advisory Committee after a long and careful study has written new rules for appellate procedure which have been promulgated by the Supreme Court and will be effective January 1, 1985. These rules will also help manage the caseload of the Supreme Court and tighten standards for attorney practice before the court.

The Supreme Court received the aid of district court judges in 1983 who heard cases when a Supreme Court justice was disqualified, recused or unavailable.

Judge	Cases Heard
Ernest Baldwin	2
Jay Banks	1
VeNoy Christofferson	2
Dean Conder	2
Philip Fishler	1
Peter Leary	2



Juvenile Court

UTAH JUVENILE COURT

Robert L. Newey, presiding judge
L. Kent Bachman
Regnal W. Garff, Jr.
Arthur Christean
Sharon McCully
Merrill Hermansen
Leslie D. Brown
Joseph Jackson
Paul Keller
John F. McNamara, Juvenile Court Administrator

The Juvenile Court system in Utah was established as a unified state level court system in 1965. The Juvenile Court is currently staffed by nine judges who serve in five districts. The Juvenile Court also has a strong support staff to provide juvenile probation services, intake and some investigation services.

The exclusive jurisdiction of the juvenile court includes criminal law violations by juveniles, status offenses such as truancy, curfew and ungovernability, abuse or neglect of children and custody determinations for these abused and neglected children. The court shares jurisdiction with other courts on traffic offenses by juveniles and has concurrent jurisdiction over adults for offenses against children, including neglect and abuse.

The Court has authority to remove children from parental custody, to terminate the parent-child legal relationship, to order treatment of children and therapy for parents or place children in foster homes. The court may also require children to make restitution, and imposes fines and makes other necessary orders.

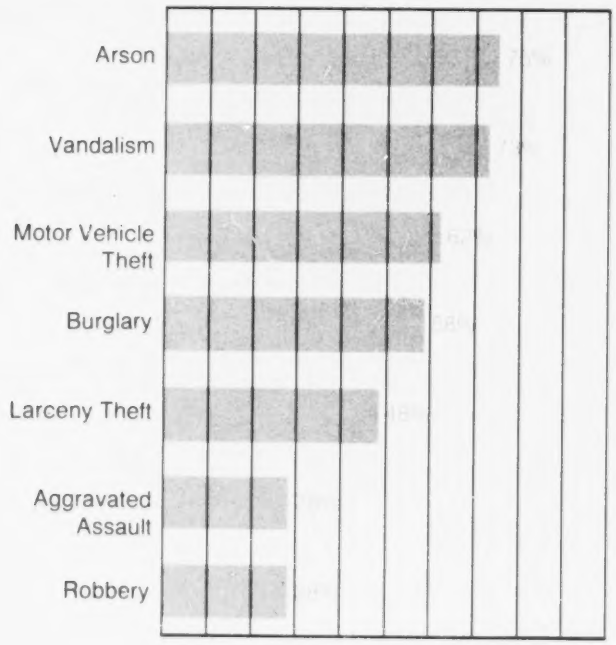
Juvenile Court Referrals continue to rise in 1983:

From July 1983 thru June 1984 43,939 cases were handled by the Juvenile Courts in our state.

Felonies	4,472
Misdemeanors	23,103
Status (Juvenile Offenses)	4,734
Dependency, Neglect & Abuse	1,656
Adult Contributing	167
Traffic	8,797
	42,929

Because of the significant growth in criminal cases (over 40% since 1980) and the actual and expected growth in the youth population (up over 30% in the 80's) the Juvenile Court is finding it increasingly more difficult to provide quality justice and keep up with the growing workload. Simce 1980 the Juvenile Court staff has been reduced 2% with no additional judgeships in the Salt Lake area since 1971.

According to the Department of Public Safety "Crime in Utah 1983" juveniles account for a significant portion of the criminal arrests in our state.



The Juvenile Court's caseload has gradually taken on a more criminal complextion. In 1970 criminal offenses accounted for 38% of the court's workload. In 1983 criminal offenses account for 64% of the workload.

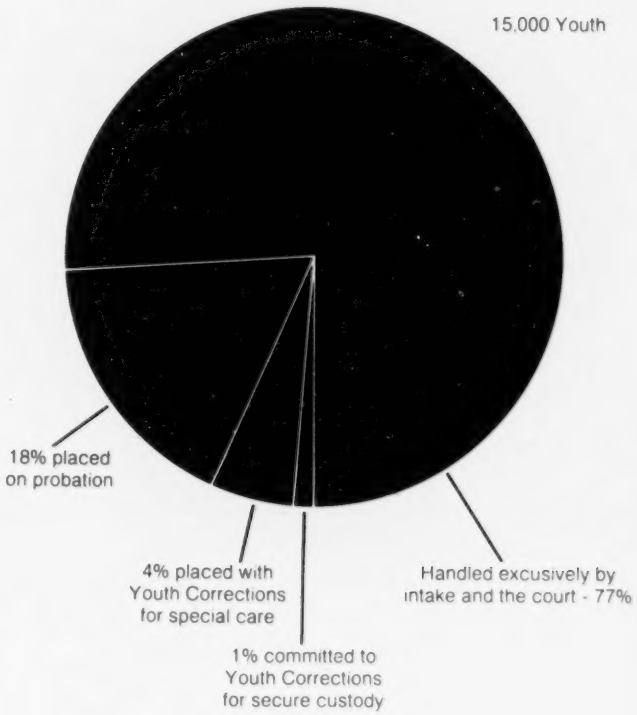
This trend will continue in the 80's especially in light of the significant growth anticipated in the school age population through 1995. According to Utah's Office of Planning & Budget "In 1995, there are projected to be 57% more school age children in the state than there were in 1980."

In addition to the courts significant role in resolving the state's crime problem it performs a vital role in dealing with the serious problems of dependency, neglect and abuse.

In the 12 months ending June 30, 1984 the court handled over 1,600 cases in these categories.

Abuse	563
Neglect	712
Dependency	381
	1,656

In 1983 the court collected $700,000, primarily in fines and restitution which was returned to the citizens of the state. This represents over 12% of the 1983-84 appropriation of $5,767,000.


15,000 Youth
18% placed on probation
4% placed with Youth Corrections for special care
1% committed to Youth Corrections for secure custody
Handled excusively by intake and the court - 77%

The majority of juveniles referred to the court system will be seen by the court for one time only. Another third may have a second or third contact within an eight year period, between the ages of 10 and 17. Only a small percentage of juveniles need secure custodial facilities since most juveniles are successfully rehabilitated by parent admonishment, youth supervision, fine and restitution payments.

DISTRICT COURTS

First District:
Omer J. Call
VeNoy Christofferson — Nelda Hollingsworth, Trial Court Executive

Second District:
Douglas Cornaby
Ronald Hyde
Rodney Page
David Roth
John Wahlquist — Roger Lee, Trial Court Executive

Third District:
Ernest F. Baldwin
Jay E. Banks
Judith Billings
Dean M. Conder
Scott Daniels
David Dee
Philip R. Fishler
J. Dennis Frederick
Timothy Hanson
Kenneth Rigtrup
John Rokich
Leonard Russon
James Sawaya
Homer Wilkinson — Kerry Passey, Trial Court Executive

Fourth District:
George E. Ballif
J. Robert Bullock
Cullen Christensen — Dan Price
David Sam — Administrative Attorney

Fifth District: — Sheila Rose
J. Harlan Burns — Trial Court Executive

Sixth District: — Carole Mellor
Don V. Tibbs — Trial Court Executive

Seventh District:
Boyd Bunnell — Laurel Ramstetter
Richard Davidson — Trial Court Executive

Civil Jurisdiction:
General jurisdiction to try all matters; exclusive jurisdiction for claims above $10,000.

Criminal Jurisdiction:
General jurisdiction to try all charges, exclusive jurisdiction to try felonies.

Appellate Jurisdictions:
Conducts a trial de novo for cases appealed from justice of the peace courts. Decides appeals from circuit court.

Number of Courts:
Seven districts
Twenty-nine court locations

Number of Judges:
Twenty-nine

Funding:
Primarily by the counties. The state has assumed some costs, i.e. the salaries of the judges, trial court executives and legal research resources.

Changes During 1983-84:
Civil filing fees were increased. Concurrent jurisdiction with the circuit court and case transfer policies were developed for civil cases with claims between $5,000 and $10,000. Rule 4.1 of the Rules of Practice began to be implemented.

District Court Revenues and Expenditures

The cost of operating the district court is shared by the counties and the state. The state provides the salaries of the judges, items in support of the judges including travel reimbursement. Administrative support, legal research assistance, court reporters, and trial court executives are also state assumed expenses. The state reimburses criminal case jury and witness fees. The counties provide clerical support under the direction of the county clerk who is the clerk of the district court.

The revenues from filing fees and fines are distributed to the county and to the state's general fund, to court reporters by fee, judges' retirement and peace officer standards and training fund.

District Court Filings

Civil filings in the district court system show a decrease of 18% from 1982-83, with 6,310 fewer filings reported. Although all civil case types filings show some decrease in 1983-84, the largest decreases are in the property rights, contracts, personal injury and other civil case categories.

Two statutory changes became effective July 1, 1983 which could explain the decline in civil filings. First, civil filing fees in the district court were doubled. This may have served to discourage filing of some actions. Second the civil jurisdiction of the circuit court was expanded to $10,000. Circuit court civil filings show an increase 15% in 1983-84 with over 5,000 more civil cases filed than in 1982-83. The statutory modifications have succeeded in alleviating the heavy civil caseload in the district court and will help eliminate court delay.

Civil Case Filings

Divorce

81-82	82-83	83-84
10,653	10,725	9,659

Other Domestic/Probate/Mental Hearings

81-82	82-83	83-84
9,658	9,791	8,705

Property Rights/Contracts
Personal Injury/Other Civil

81-82	82-83	83-84
12,810	13,536	9,429

Writs/Appeals

81-82	82-83	83-84
370	466	415

The success of another statutory change reflected in the civil case filings is the simplified filing procedures for spouse abuse actions. This civil case filing showed an increase of 17% statewide.

Spouse Abuse Filings

	81-82	83-83	83-84
District 1	36	37	59
District 2	48	197	243
District 3	205	295	314
District 4*	27*	52	46
District 5	1*	3	6
District 6	2	1	—
District 7*	24*	64	91
Total	343	649	759

*District Court Boundaries were adjusted July 1, 1982. Millard County filings were transferred from Fifth District to Fourth District and Daggett, Duchesne and Uintah County filings were transferred from Fourth District to the Seventh District.

Criminal Case Filings

In contrast, criminal case filings have remained stable over the last three years.

Total Criminal Filings

81-82	82-83	83-84
3,878	3,986	3,937

The one type of offense which shows a marked increase is that of sexual offenses, up 66%. This may be due to increased victim support in the prosecution of this type of crime.

	81-82	83-83	83-84
Homicide	100	85	84
Assault	187	223	219
Sex Offenses	218	213	356
Other Crimes Against Persons	36	36	42
Arson	39	28	15
Burglary	690	744	722
Robbery	255	183	132
Theft	683	718	677
Other Prop. Crimes	19	25	20
Forgery/Fraud	528	490	448
Drug Offenses	620	642	633
Liquor Offenses	144	219	150
Other	359	380	439
Total	3,878	3,986	3,937

Civil Dispositions

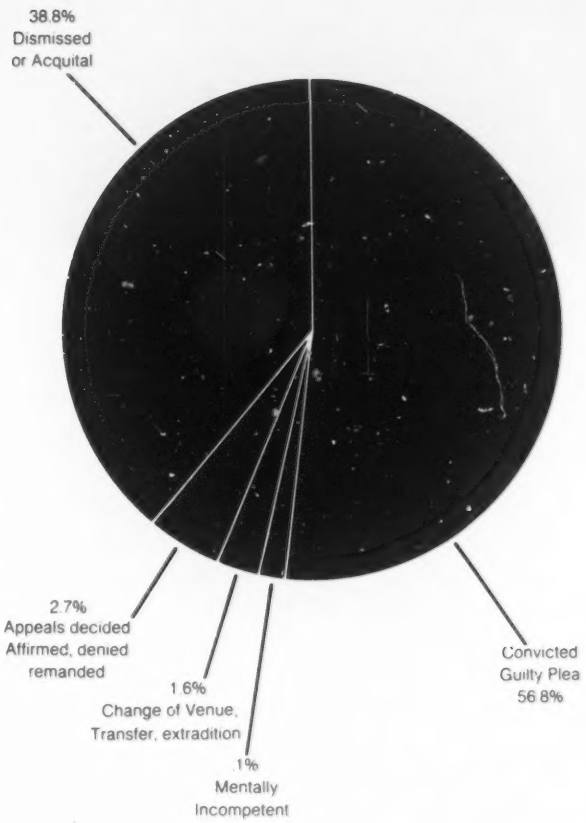
The district court showed a stable rate of civil case dispositions. Reported dispositions in 1982-83 were 23,308. There were 24,128 dispositions reported in 1983-84.

Civil Dispositions by Case Type

Probate Cases Heard	5,261
Mental Hearings Held	1,023
Divorces	8,082
Other Domestic	3,013
Property Rights/Contracts	
Personal Injury/Other Civil	6,493
Writs/Appeals	256
Total	24,128

The district court disposes of cases at different stages

in the litigation process. A large number of cases are settled, dismissed by the court or the parties, or entered as defaults when the defendant fails to contest the complaint. The court may have several pretrial conferences in a case which then results in a settlement prior to trial. The disposition data for 1983-84 in the district court suggests that the court is more successful in disposing of civil cases before the trial stage of the proceedings. This is the goal of implementation of Rule 4.1.



Civil Case Disposition
(Probate and Mental Hearings Excluded)

Defaults/Dismissals/Settlements

82-83*	83-84
14,269	14,935

Summary Judgments/Transfers/ Venue Charges/Other

82-83*	83-84
1,366	1,927

Trial Judgments

82-83*	83-84
1,123	1,034

(*Disposition data from 81-82 is incomplete because that was the base year for the implementation of the State Judicial Information System (SJIS) and thus not included here).

Criminal Case Dispositions

A criminal case may involve several different charges and may involve more than one defendant. The court may need to make several dispositions to complete a criminal case. The district court, in 1983-84, completely disposed of 2,811 criminal cases. An additional 251 cases with one or more pending charges against other defendants were disposed of. These cases involved 4,588 criminal charges which were disposed of in a variety of ways. The majority of the charges resulted in convictions or guilty pleas.

Criminal Charge Dispositions in District Court

There were 328 criminal trials held in district court during 1983-84. Two hundred sixty one of these trials, or 80% of criminal trials held were jury trials.

DISTRICT COURT EXPENDITURES
STATE COSTS ONLY

ITEM Salaries for	FISCAL 82-83 68.5 FTE	FISCAL 83-84 68.3 FTE	FISCAL 84-85 68.3 FTE
29 Judges	1,252,900	1,296,000	1,392,000
8 Court Executives, Research Atty	187,500	208,900	230,500
2 Judicial Secretaries	30,000	31,000	32,900
29 Court Reporters	765,300	830,300	875,400
3 Part-time Judges	2,500	4,200	5,000
Sub-Total Salaries	2,238,200	2,370,400	2,535,800
Sub-Total Benefits	571,300	525,400	562,100
Total Personal Services	$2,809,500	$2,895,800	$3,097,000
Travel Expenses	$ 61,700	$ 63,000	$ 66,100
Current expenses	—	—	—
Court Commissioner	38,300	0	0
Court Interpreter fees	0	10,100	20,100
Printing	1,500	700	8,400
Substitute reporters	28,200	23,700	25,000
Research Attorneys	4,900	4,200	8,400
Office Supplies	1,900	1,100	3,100
Westlaw Research	0	0	7,200
Data Processing	2,800	0	9,400
Substitute Judges	10,200	4,300	5,100
Photocopy/Subscriptions	1,700	150	1,500
Equipment Maintenance	4,000	200	1,900
Telephone	1,700	1,500	2,400
Miscellaneous	5,600	7,550	8,700
Total Current Expense	$ 100,800	$ 53,500	$ 101,700
Capital Outlay	$ 300	$ 1,700	$ 1,700
Total Expenditures	$2,972,300	$3,014,000	$3,267,400

This chart, and the chart on the next page shows first the state costs to support the District Court followed by costs to the counties for support of the court.

Total costs in fiscal 82-83 were $7,344,800 ($2,972,000 in state expenditures vs. $4,372,500 in county expenditures). Total revenues generated were $1,296,000 ($876,400 went to counties and $420,200 to the State, see chart on District Court Revenue).

In fiscal 83-84 total costs were $7,323,900, a decrease of 0.3%. However, total revenues increased to a $1,914,774, an increase of 47.7%. Most of this increase was attributed to a doubling of fees charged for filing a civil case in the District Court.

For fiscal 1984-85, the State budget for District Court is $3,267,400, an increase of 8.4%. There is no information from the counties on budgeted amounts for support of the District Court during fiscal year 84-85.

DISTRICT COURT EXPENDITURES
LOCAL GOVERNMENT COSTS
29 OF 29 COUNTIES REPORTING

ITEM Personal Services Position	No.	SUB OBJECT	FISCAL YEARS FISCAL 83-83	 FISCAL 83-84	% INC (DEC)
Full Time Clerks	106	Salaries	1,674,900	1,794,403	7.1
		Benefits	522,600	473,645	(10.3)
Part Time Clerks	16	Salaries	106,900	56,249	
		Benefits	26,100	14,690	
Full Time Bailiffs	8	Salaries	109,200	130,125	
		Benefits	36,700	38,939	
Part Time Bailiffs	18	Salaries	56,800	42,573	
		Benefits	18,600	8,623	
Court Support	11	Salaries	152,700	105,860	
		Benefits	46,500	32,095	
Part Time Support	2	Salaries	8,600	2,529	
		Benefits	1,800	478	
Sub Total		Salaries	2,109,100	2,131,700	10.7
Sub Total		Benefits	652,300	568,500	(14.7)
Total Personal Services			2,761,400	2,700,200	(2.3)
Current Expenses			—	—	—
Books, Subscriptions			53,800	44,700	
Public Notices			200	2,200	
Travel			4,600	6,200	
Per Diem			2,500	3,800	
Office Expenses			125,200	89,800	
Equipment Maintenance			50,400	52,500	
Building Maintenance			75,000	58,800	
Utilities			72,400	59,800	
Telephone			30,300	53,000	
Data Processing			249,900	274,500	
Other Miscellaneous			77,400	113,800	
Sub Total C.E.			741,700	759,100	2.3
Capital Outlay			70,400	88,700	26.0
Court Related Fees					
Civil Juror/Witness Fees			102,600	72,000	(42.5)
Criminal Juror/Witness Fees			300,400	374,600	24.5
Indigent Def./Service of Process			396,000	215,300	25.6
Grand Total All Costs			$4,372,500	$4,309,900	(1.5)

The Chart reflects a drop in local costs to support the District Court during fiscal 83-84 (down $62,600 from fiscal 1982-83). Most of this reduction is in fees paid to civil jurors and witnesses, and in costs for indigent defense and service of process. However, it is possible that these costs have been under reported by the counties. The data also reflects a reduction in personal services. This is attributable to fewer expenses for part-time clerks and court bailiffs. There has also been a sharp drop in costs for benefits, down 14.7 percent from fiscal 82-83 expenditures. No explanation has been expressed by the counties as to why this cost has decreased.

DISTRICT COURT REVENUE

July 1982 thru June 1983

REVENUE		DISTRIBUTION				
Source	COLLECTIONS	Counties	State General Fund	Court Reporter Fees	Judge's Retirement	Post
Civil Filing Fees/Appeals	$866,900	$465,400	$129,900	$127,600	$144,000	0
Circuit Fines/Appeals	200	0	200	0	0	0
Civil Fines	1,000	1,000	0	0	0	0
Criminal Fines	358,400	358,400	0	0	0	0
Other Court Fees	70,100	51,600	3,000	2,900	4,100	8,500
TOTAL	$1,296,600	$ 876,400	$ 133,100	$ 130,500	$ 148,100	$ 8,500

DISTRICT COURT REVENUE

July 1983 thru June 1984

REVENUE		DISTRIBUTION				
Source	COLLECTIONS	Counties	State General Fund	Court Reporter Fees	Judge's Retirement	Post
Civil Filing Fees/Appeals	$1,436,567	$764,435	$215,460	$215,051	$241,621	0
Circuit Fines/Appeals	120	0	120	0	0	0
Civil Fines	1,543	1,543	0	0	0	0
Criminal Fines	407,742	405,863	0	0	0	1,879
Other Court Fees	68,802	33,128	19,847	3,545	6,473	5,809
TOTAL	$1,914,774	$1,204,969	$ 235,427	$ 218,596	$ 248,094	$ 7,688

DISTRICT COURT REVENUE

July 1984 thru June 1985
Projected

REVENUE		DISTRIBUTION				
Source	COLLECTIONS	Counties	State General Fund	Court Reporter Fees	Judge's Retirement	Post
Civil Filing Fees/Appeals	$1,545,844	$819,656	$233,240	$232,700	$260,248	0
Circuit Fines/Appeals	0	0	0	0	0	0
Civil Fines	3,060	3,060	0	0	0	0
Criminal Fines	502,236	495,436	0	0	0	6,800
Other Court Fees	96,968	36,527	33,378	4,457	10,127	12,479
TOTAL	$2,148,108	$1,354,679	$ 266,618	$ 237,157	$ 270,375	$19,279

CIVIL CASE FILINGS BY CASE TYPE

	DIVORCE	OTHER DOMESTIC	PROBATE	MENTAL HEARINGS	PROPERTY RIGHTS	CONTRACTS	PERS INJ DEATH PROP DAMG	WRITS	OTHER CIVIL	APPEAL	TOTAL
DISTRICT 1											
Box Elder	194	125	76	7	38	61	54		11	2	568
Cache	302	178	120	31	3	102	32	1	83	5	857
Rich	9	2	10		8	6	2		3		40
DISTRICT 2											
Davis	940	142	214	1	42	210	68	3	215	1	1,836
Morgan	20	12	7		9	7	5		35	1	96
Weber	1,264	862	265	56	53	430	215	12	332	43	3,532
DISTRICT 3											
Salt Lake	4,288	2,211	1,446	447	493		701	69	3,597	162	13,414
Summit	61	15	30		55	128	16		32	4	341
Tooele	212	82	33		7	41	10	1	22	1	409
DISTRICT 4											
Juab	26	12	14		10	15	5	2	15	1	100
Millard	52	29	2		15	46	11	4	9	2	170
Utah	1,120	526	345	231	93	352	184	4	388	57	3,300
Wasatch	64	17	13		6	28	6		7		141
DISTRICT 5											
Beaver	20	3	13		20	8	2		4	4	74
Iron	99	42	78		41	89	14	3	16	6	388
Washington	160	77	80		29	84	20	14	30	4	498
DISTRICT 6											
Garfield	19	2	15		9	10	2		1		58
Kane	27	5	15		7	19	7		2		82
Piute	7	1	1		1	2			2		14
Sanpete	78	34	34		28	24	5	1	15	1	220
Sevier	88	44	21		16	52	7	1	8	1	238
Wayne	7	2	1	1	3	8	6		4		32
DISTRICT 7											
Carbon	162	118	56		41	49	12		16	1	455
Daggett	1		1								2
Duchesne	94	81	41	2	9	47	11		6		291
Emery	80	33	26	1	6	18	7		7	2	180
Grand	73	49	11	8	9	25	11		2		188
San Juan	32	37	26		6	19	1		6		127
Uintah	160	123	62		32	141	19	1	18	1	557
District 1	505	305	206	38	49	169	88	1	97	7	1,465
District 2	2,224	1,016	486	57	104	647	288	15	582	45	5,464
District 3	4,561	2,308	1,509	447	555	169	727	70	3,651	167	14,164
District 4	1,262	584	374	231	124	441	206	10	419	60	3,711
District 5	279	122	171		90	181	36	17	50	14	960
District 6	226	88	87	1	64	115	27	2	32	2	644
District 7	602	441	223	11	103	299	61	1	55	4	1,800
State Total	**9,659**	**4,864**	**3,056**	**785**	**1,089**	**2,021**	**1,433**	**116**	**4,886**	**299**	**28,208**

CRIMINAL CASE FILINGS BY OFFENSE

	HOMICD	ASSLT	SEX OFFENS	OTHER CRIMES AGAINST PERSON	ARSON	BURGLY	ROBBERY	THEFT	STOLEN VEHICL	OTHER CRIMES AGAINST PROPTY	FORGRY FRAUD EXTORT EMBEZZ	DRUG OFFENS	LIQUOR OFFENS	OTHER	TOTAL
DISTRICT 1															
Box Elder	1	11	7	1		14	4	16			4	10	4	10	82
Cache	1	13	9	3		16	1	8	1	2	38	26	3	8	129
Rich	1		3			1		2				7	1		15
DISTRICT 2															
Davis	3	17	28	7	2	67	9	73	1	2	56	68	16	36	385
Morgan			3		1	4							1		9
Weber	16	38	38	11	1	159	14	144	3	6	104	105	4	46	689
DISTRICT 3															
Salt Lake	41	91	170	13	8	274	87	228	28	6	139	217	61	248	1,611
Summit	2	5				17		9		1	2	4	1	7	48
Tooele	3	3	9		1	13	1	13			9	6	7	11	76
DISTRICT 4															
Juab	2					3		6		1	2	3	7	1	25
Millard		3	10			11	4	7	2		3	10	7	7	64
Utah	1	10	41	3		51	6	48	6	1	36	95	20	33	351
Wasatch			1		1	1					1		1	2	7
DISTRICT 5															
Beaver		1		1		2		1						2	7
Iron	2	3	2			10		3			7	4	2	2	35
Washington	3	6	4	1		10	1	14	2		8	14	3	5	71
DISTRICT 6															
Garfield		1		1								1	3	1	7
Kane						2								5	7
Sanpete		1	2			8		5						1	17
Sevier			2		1	11		5			3	11		4	37
Wayne												3			3
DISTRICT 7															
Carbon	3	1	5			6		2	1		6	8		2	34
Daggett			1								1				2
Duchesne	3	5	6	1		24		24		1	7	21	2	1	86
Emery	1	5	2			3	1	6			1	7			26
Grand		2	1			2	2	3			1	11		1	24
San Juan		2	6			3		3			2	7		1	24
Uintah	1	1	6			10	2	12	1		18	4	7	6	68
District 1	3	24	19	4		31	5	26	1	2	42	43	8	18	226
District 2	19	55	69	18	4	230	23	217	4	8	160	173	21	82	1,083
District 3	46	99	179	13	9	304	88	250	28	7	150	227	69	266	1,735
District 4	3	13	52	3	1	66	10	61	8	2	42	108	35	43	447
District 5	5	10	6	2		22	1	18	2		15	18	5	9	113
District 6		2	3	1	1	21		10			3	15	3	11	71
District 7	8	16	27	1		48	5	50	2	1	36	49	9	10	262
State Total	**84**	**219**	**356**	**42**	**15**	**722**	**132**	**632**	**45**	**20**	**448**	**633**	**150**	**438**	**3,937**

CIVIL DISPOSITIONS BY CASE TYPE BY DISTRICT

	DIVORCE	OTHER DOMESTIC	PROBATE	PROPERTY RIGHTS	CONTRCTS	PERSL INJ DEATH PROP DAMG	WRITS	OTHER CIVIL	APPEAL	TOTAL
DISTRICT 1										
Box Elder	213	117	3	32	75	53	1	15	2	511
Cache	294	149	11	9	130	26	3	92	10	724
Rich	11	5		4	7	3				30
DISTRICT 2										
Davis	760	70	6	18	152	52	1	95		1,154
Morgan	18	1		7	3	1		5		35
Weber	1,030	209	32	13	62	28	5	28	21	1,428
DISTRICT 3										
Salt Lake	3,368	1,145		332		438	23	2,435	83	7,824
Summit	41	4		28	71	12		10	1	167
Tooele	207	85		4	44	7	1	12		360
DISTRICT 4										
Juab	24	12		7	12	8	2	6	1	72
Millard	44	18		10	32	1	1	2		108
Utah	993	626		157	451	194	5	287	53	2,766
Wasatch	61	13		15	38	6		9		142
DISTRICT 5										
Beaver	19	8		16	10	1		2	4	60
Iron	121	53		8	141	9	3	30	11	376
Washington	163	82		37	141	22	15	35	5	500
DISTRICT 6										
Garfield	15	1		7	11	5				39
Kane	29	3		10	21	10	1	4		78
Piute	4	1		2	3	1		1		12
Sanpete	69	29		20	24	4		16	2	164
Sevier	80	41		6	50	8		6	1	192
Wayne	13	2		7	12	3		4		41
DISTRICT 7										
Carbon	135	168		11	27	15		7		363
Daggett	1				3			1		5
Duchesne	71	36		5	28	2		4		146
Emery	71	12		3	19	11		5		121
Grand	62	63		4	24	8		2		163
San Juan	27	17		7	7	1		3		62
Uintah	138	43		8	52	4		7	1	253
District 1	518	271	14	45	212	82	4	107	12	1,265
District 2	1,808	280	38	38	217	81	6	128	21	2,617
District 3	3,616	1,234		364	115	457	24	2,457	84	8,351
District 4	1,122	669		189	533	209	8	304	54	3,088
District 5	303	143		61	292	32	18	67	20	936
District 6	210	77		52	121	31	1	31	3	526
District 7	505	339		38	160	41		29	1	1,113
State Total	**8,082**	**3,013**	**52**	**787**	**1,650**	**933**	**61**	**3,123**	**195**	**17,896**

CRIMINAL CHARGE DISPOSITIONS BY TYPE DISPOSITION

	TOTAL CASES	DSMD	DSMD PROS	ACQ	CONV	GUILTY PLEA	MENTALLY INCOMPETENT	DECEASED	TRANSFERRED	EXTRADICTION	DEFRRD JUDGM	PRIOR JUDGMENT AFFIRMED	PRIOR JUDGMENT REVERSED	REMANDED	TOTAL	NON JURY	JURY TRIAL
DISTRICT 1																	
Box Elder	79	34	1		3	79				2				4	123	1	4
Cache	142	70		7	146	3	1		4	3				5	239	2	7
Rich	13	2				24									26		
DISTRICT 2																	
Davis	241	109		4	8	169	2				1			11	304		6
Morgan	9			4	3	3									10	3	4
Weber	634	157	15	22	41	438	1		1	2				3	680	20	42
DISTRICT 3																	
Salt Lake	839	116	769	34	144	660			1	3					1,727	6	116
Summit	49	55		6	7	34					1			10	113	1	6
Tooele	59	13	6		1	45			1	1	1	1	1	4	73		
DISTRICT 4																	
Juab	26	6		1		31								3	41	1	3
Millard	49	18	1		9	34				4		6		4	80	4	4
Utah	325	37	7	14	28	202	1	1	28		1	1		31	351	17	23
Wasatch	13	3			3						3			9	18	1	
DISTRICT 5																	
Beaver	10	8		6		10								2	26		1
Iron	32	24		1	3	35					1	2		1	67	1	4
Washington	76	19			1	74					1	1	1	10	107		7
DISTRICT 6																	
Garfield	6	2				4				1					7		
Kane	14	1				10				5	5				16		
Sanpete	20	3		2	1	21									27		2
Sevier	26	4		1	8	21									34	1	2
Wayne	2	2													2		
DISTRICT 7																	
Carbon	37	16		1	9	23									49	1	8
Daggett	2	1			1	1									3	1	
Duchesne	101	36		3	14	50					1		1	3	108	5	9
Emery	30	18	13	1	3	36	1							3	75		3
Grand	30	31	4		1	21									57		1
San Juan	36	12			2	29					3				46		1
Uintah	173	59		2	4	103					3			7	179	2	8
District	234	106	1	7	149	106	1		4		5			9	388	3	11
District 2	884	266	15	30	52	610	3		1		2	1		14	994	23	52
District 3	947	184	775	40	152	739			2	1	3	2	1	14	1,913	7	122
District 4	413	64	8	15	40	267	1	5	28	4	4	7		47	490	23	30
District 5	118	51		7	4	119					2	3	1	13	200	1	12
District 6	68	12		3	9	56				6					86	1	4
District 7	409	173	17	8	34	263	1				7		1	13	517	9	30
State Total	**3,073**	**856**	**816**	**110**	**440**	**2,160**	**6**	**5**	**35**	**11**	**23**	**13**	**3**	**110**	**4,588**	**67**	**261**

CRIMINAL CASE DISPOSITIONS BY OFFENSE

No Pending Charges

	HOMICD	ASSLT	SEX OFFENS	OTHER CRIMES AGAINST PERSON	ARSON	BURGLY	ROBBERY	THEFT	STOLEN VEHICL	OTHER CRIMES AGAINST PROPTY	FORGRY FRAUD EXTORT EMBEZZ	DRUG OFFENS	LIQUOR OFFENS	OTHER	TOTAL
DISTRICT 1															
Box Elder	1	6	2	1		16	2	18			7	17	3	6	79
Cache	1	10	9	3		17		13	1		39	30	5	8	136
Rich	1		2			1		3			1	4			12
DISTRICT 2															
Davis	4	8	19	2		48	7	37	1		30	60	8	11	235
Morgan			1		1	7									9
Weber	14	36	27	9	3	156	16	123	4	9	101	92	1	33	624
DISTRICT 3															
Salt Lake	17	52	70	2	3	117	44	118	9	2	68	79	6	75	662
Summit	1	5			2	16		9		1	2	4	2	5	47
Tooele	2	1	1			12	1	13	1		7	5	5	8	56
DISTRICT 4															
Juab						3		5		1	1	7	4	3	24
Millard		2	8			8	3	7	1		2	5	5	6	47
Utah	2	10	24	1		42	8	50	4	4	29	78	26	33	311
Wasatch	1	1				1					2		5	2	12
DISTRICT 5															
Beaver		1				3		1				3		2	10
Iron	1	2	2			8		5			6	2	2	4	32
Washington	1	6	2	1		3	1	14	2	1	9	7	4	6	57
DISTRICT 6															
Garfield		1										1	1	3	6
Kane						3		2				3		6	14
Sanpete		1	1			7		6	1		2				18
Sevier			2			6		4			1	7			20
Wayne												2			2
DISTRICT 7															
Carbon	5	2	7			7	1	2			6	5		2	37
Daggett											1		1		2
Duchesne	2	7	2			27		24		1	8	21	3	6	101
Emery	1	5	1	1		3	1	9				5		4	30
Grand	1	3	1			4	1	5			3	10		1	29
San Juan		2	5			3		4			2	16		2	34
Uintah	3	4	3	1	2	23	7	36			19	40	12	15	165
District 1	3	16	13	4		34	2	34	1		47	51	8	14	227
District 2	18	44	47	11	4	211	23	160	5	9	131	152	9	44	868
District 3	20	58	71	2	5	145	45	140	10	3	77	88	13	88	765
District 4	3	13	32	1		54	11	62	5	5	34	90	40	44	394
District 5	2	9	4	1		14	1	20	2	1	15	12	6	12	99
District 6		2	3			16		12	1		3	13	1	9	60
District 7	12	23	19	2	2	67	10	80		1	39	97	16	30	398
State Total	**58**	**165**	**189**	**21**	**11**	**541**	**92**	**508**	**24**	**19**	**346**	**503**	**93**	**241**	**2,811**

DISTRICT COURT

MONTHLY PROBATE AND ABSTRACT SUMMARY
Report Period: July 1983 thru June 1984

	Cases Filed	Cases Heard
Probate		
Estates	1,658	2,600
Guardianship	655	926
Adoptions	1,241	1,386
Name Changes	295	297
Total	3,849	5,209

Abstracts	
Abstracts of Judgment	35,383
Satisfaction of Judgment	11,918
Total	47,301
Mental Hearings Held	1,023
Other Hearings Held	18,882

CIRCUIT COURT

First Circuit
Robert W. Daines

Second Circuit
Ted S. Perry — Nelda Hollingsworth
David Sorenson — Trial Court Executive

Third Circuit:
Phillip Browning
Robert Phillips
Stanton Taylor
W. Brent West — Margaret Satterthwaite
E.F. Ziegler — Trial Court Executive

Fourth Circuit:
Roger Bean
S. Mark Johnson — Linda Hansen
Alfred Van Wagenen — Trial Court Executive

Fifth Circuit:
Michael Burton
Robert Gibson
Floyd Gowans
Paul Grant
LeRoy Griffiths
Michael Hutchings
Maurice Jones
Tyrone Medley
Melvin Morris
Frank Noel
C. Bailey Sainsbury
Raymond S. Uno — Fred Oswald
Eleanor Van Sciver — Trial Court Executive

Sixth Circuit: — Michael Havemann
Edward Watson — Trial Court Executive

Seventh Circuit: — Laurel Ramstetter
Whitney D. Hammond — Trial Court Executive

Eighth Circuit:
John Backlund
Joseph Dimick
J. Gordon Knudsen
E. Patrick McGuire — Michael Havemann
Robert J. Sumsion — Trial Court Executive

Ninth Circuit:
Robert T. Owens — Sheila Rose
Christian Ronnow — Trial Court Executive

Tenth Circuit: — Carole Mellor
Louis Tervort — Trial Court Executive

Eleventh Circuit:
A. John Ruggeri

Twelfth Circuit:
Donald D. Crist — Laurel Ramsetter
Trial Court Executive

Civil Jurisdiction:
Matters involving less than $10,000, and small claims cases (claims under $6000).

Criminal Jurisdiction:
Class A, B and C misdemeanors and infractions. Preliminary hearing for felonies.

Number of Courts:
Twelve Circuits
Twenty-two primary locations
Twenty-two secondary locations and municipal departments.

Number of Judges:
Thirty-seven

Funding:
Primarily locations are directly funded by the state in current expense, clerks' salaries, and capital outlay. Space is leased from cities and counties. Secondary locations and municipal departments are reimbursed for court costs by contract.

Changes During 1983-84:
Small claims jurisdiction was extended from claims under $400 to claims under $600 as of July 1, 1983. Civil jurisdiction was enlarged with concurrent jurisdiction and case transfer guidelines established between circuit and district courts for cases with claims between $5,000 and $10,000. 1983-1984 was the first year of full state funding of the Circuit Court system.

CIRCUIT COURT FILINGS

Overall filings in the circuit court showed an increase from 674,661 in 1982-83 to 727,114 in 1983-84, an increase of .7%. The most dramatic increase was in civil filings, up over 500 cases representing an increase of 15.9%

While overall filings increased, several of the smaller court locations showed decreased filings while the larger locations had a considerable increase in filings.

Circuit	Total Filings (excluding Parking/FTA) 1982-83	1983-84	Charge	% inc./dec
1st	5007	4266	(741)	(14.7%)
2nd	11513	11607	94	.8%
3rd	44688	53741	9053	20%
4th	29897	23599	(6298)	(21%)
5th	128268	154426	26158	20%
6th	2410	2757	347	14%
7th	5917	5301	(616)	(105)
8th	40353	39476	(877)	(2%)
9th	10201	9642	(559)	(5%)
10th	2756	2090	(666)	(24%)
11th	8150	5855	(2295)	(28%)
12th	3168	3207	39	1%

Locations which showed a drop in filings generally showed a decrease in filings of all types

Circuit	Criminal 82-83	83-84	Crm Traffic 82-83	83-84
1st	945	820	3119	2794*
4th	4377	4244	22585	16850
7th	1631	1204	2301	1699
8th	5679	5669	24802	25163
9th	1697	1821	7064	6414*
10th	992	709	628	408*
11th	1361	1791	5203	2551*

Circuit	Small Claims 82-83	83-84	Civil 82-83	83-84
1st	729	365*	214	287
4th	2093	1721	842	784
7th	869	1225*	1116	1173
8th	5306	4639	3566	4005
9th	728	663	712	744
10th	697	558	439	415
11th	1318	1239	268	274

All locations which reported decreased filings had a reduction in the number of criminal traffic filings reported. Small claims filings were also generally down in these locations.

The most noticeable decreases were small claim filings in the First Circuit, traffic filings in the Fourth Circuit, criminal and traffic filings in the Seventh Circuit and the Tenth Circuit. The Eleventh Circuit reported a drop of 50.9% in criminal traffic filings.

Circuit Court Revenues and Expenditures

The Circuit Court became a state funded system on July 1, 1983. The cost of personnel, equipment, travel and office expense became a state obligation for primary locations,. Secondary locations continue to be reimbursed for these expenses by contract. The cities and counties of primary locations still retained some costs of the system, bailiff services, utility expenses (partially recouped by state lease payments), civil jury and witness fees and costs of indigent defense and service of process.

The state now receives the bulk of circuit court revenues. Local government units continue to receive 50% of bail forfeitures from local ordinance violations and 100% of wildlife resources and state boating act collections.

CIRCUIT COURT DISPOSITIONS

Civil

The circuit court system reported 23,364 civil case dispositions and 21,659 small claim dispositions, a total of 44,023 civil/small claims cases closed.

Small Claims

Dismissed before trial	5,145
Dismissed at trial	2,538
Contested	3,634
Defaulted	12,208
Total	21,659

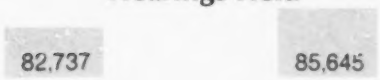
Civil Cases

Dismissed, default, settled	21,492
Summary Judgment, change venue, other	1,312
Trial	560
Total	23,364

The reported dispositions of civil cases show a 13% increase in dispositions over 1982-83, from 20,539 to 23,364. Small Claims dispositions increased by 5% from 20,619 in 82-83 to 21,659 during 1983-84. The number of civil trials reported increased from 393 in 82-83 to 560 in 83-84, a 42% increase.

A substantial number of hearings were also reported as part of the civil workload. These are consultations between the court and the parties to a case, sometimes hearing on motions, orders to show cause or settlement conferences.

Hearings Held



82-83 83-84

Criminal Dispositions

Criminal case dispositions in the circuit court show a substantial increase over the previous year, (54% more dispositions reported).

Criminal Cases Disposed

	With Pending Charges	Without Pending Charges
82-83	26,924	26,638
83-84	41,497	41,093

(Often, because a criminal case may involve several charges and more than one defendant, the case will have been disposed as of some charges and defendants, while some charges may still be pending.)

The circuit court will dispose of a criminal case by a variety of procedures. For charges beyond its jurisdiction to try the case, a circuit court disposition will consist of bind over order to the district court to try the case. The homicide cases disposed of by the circuit court system, for example, remain within the court system and show as a district court criminal filing when the bind over order is received. The following chart shows the case dispositions by type of case.

1983-84 Circuit Court Criminal Case Disposition by Case Type (No Pending Charges)

Homicide	122
Assault	2,787
Sex offenses	1,764
Other crimes against persons	839
Arson	91
Burglary	1,404
Robbery	267
Theft	6,553
Stolen Vehicle	176
Other property crimes	1,246
Forgery, Fraud etc.	2,246
Drug/Liquor offenses	7,223
DUI	6,905
Auto Homicide	148
Other	9,322

Separate statistics have been kept of criminal charge dispositions. The 41,093 cases disposed of represent 59,000 separate dispositions of criminal charges. Of the charges reported, 5,699 resulted in bind overs to the district court, 112 in extradition and 154 in change of venue, transfer or death of the defendant while charges were pending. The remaining charges were disposed of as follows:

Dismissed, acquitted	19,121
Conviction, guilty plea, bail forfeiture	33,630
Mental incompetence	11
Deferred Judgment/New Trial/Mistrial	273
Total	53,035

Convictions, guilty pleas and bail forfeitures are obtained for 57% of the criminal charges disposed of in the circuit court. A total of 7,013 criminal trials were reported in circuit court. Seven hundred eighteen of these trials were jury trials (10% of the total criminal trials held).

Traffic Charge Dispositions

With the exception of DUI (Driving Under the Influence of Alcohol) and Automobile Homicide, traffic dispositions in circuit court are reported in summary only.

TOTAL CIRCUIT COURT REVENUE

FISCAL 83-894 ACTUAL
FISCAL 84-85 PROJECTED

	CITIES		COUNTIES		STATE	
	83-84 Actual	84-85 Projected	83-84 Actual	84-85 Projected	83-84 Actual	84-85 Projected
Bail Forfeitures (Mun Ord)	2,191,445	2,464,844	0	0	2,191,445	$2,464,844
Bail Forfeitures (Cty Ord)	0	0	47,693	40,960	47,693	40,960
Civil Filing Fees	0	0	0	0	831,395	831,716
Civil Filing Fees/Judges Retire.	0	0	0	0	189,360	185,224
Criminal Fines/Fees-Local Ord.	0	0	0	0	2,048,022	2,065,076
Criminal Fines/Fees-State Stat.	0	0	0	0	2,327,875	2,277,784
Wildlife Resources Fines & Fees	3,454	4,812	2,584	3,060	70,961	78,608
State Boating Act Fines & Fees	673	1,230	830	1,020	3,734	8,014
Higher Ed. Viol. State Statutes	0	0	0	0	207,362	141,579
Higher Ed. Viol. Local Ord.	1,281	1,275	0	0	1,281	1,275
Intoxicated Driver Rehab	0	0	10,217	11,588	223,296	252,116
Victim Restitution	0	0	0	0	240,493	315,832
Post Assessment	0	0	0	0	342,049	371,712
Misc. Court Fees	0	0	0	0	28,768	46,400
	2,196,853	2,472,161	61,324	56,628	8,753,734	9,081,140

	Combined Totals		
	83-84 Actual	84-85 Projected	% CH
Bail Forfeitures (Mun Ord)	4,382,890	4,929,688	12.5
Bail Forfeitures (Cty Ord)	95,386	81,920	(14.1)
Civil Filing Fees	831,395	831,716	0.0
Civil Filing Fees/Judges Retire.	189,360	185,224	(2.2)
Criminal Fines/Fees-Local Ord.	2,048,022	2,065,076	0.8
Criminal Fines/Fees-State Stat.	2,327,875	2,277,784	(2.2)
Wildlife Resources Fines & Fees	76,999	86,480	12.3
State Boating Act Fines & Fees	5,237	10,264	96.0
Higher Ed. Viol. State Statutes	207,362	141,579	(31.7)
Higher Ed. Viol. Local Ord.	2,562	2,550	0.0
Intoxicated Driver Rehab	233,513	263,704	12.9
Victim Restitution	240,493	315,832	31.3
Post Assessment	342,049	371,712	8.7
Misc. Court Fees	28,768	46,400	65.4
	11,011,911	11,609,929	5.4

CIRCUIT COURT EXPENDITURES

Local Government Costs
43 of 43 Court Locations Reporting

ITEM	82-83	83-84	84-85
Court Support/Clerks			
Salaries	2,555,400	196,648	212,380
Benefits	831,000	56,668	63,720
Bailiff Services			
Salaries	89,800	71,700	75,000
Benefits	27,800	22,200	25,000
Sub Total			
Salaries	2,645,200	268,348	287,380
Benefits	858,800	78,868	88,720
Total Personal Services	$3,504,000	$ 347,216	$ 376,100
State Clerical Reimbursement	(486,400)	(206,960)	(221,870)
Current Expenses			
Books, Subscriptions	15,100		
Public Notices	100		
Travel	13,900		
Per Diem	12,700		
Office Expenses	207,000		
Equipment Maintenance	26,600		
Building Maintenance	176,400	180,000	201,600
Utilities	62,600	70,000	80,500
Telephone	60,500		
Data Processing	648,900		
Other	107,000		
Total Current Expense	$1,330,400	$ 250,000	$ 282,100
Capital Outlay	$ 52,300	$ 32,100	$ 36,900
Court Related Fees			
Civil Jury/Witness	85,000	90,900	129,100
Criminal Jury/Witness	244,600	0	0
Indigent Defense/Service of Process	225,500	274,200	296,100
Total Court Related	$ 509,500	$ 365,100	$ 425,200
Total Expenditures	$4,909,800	$ 787,456	$ 898,430

House Bill 92, 1983 Legislature, provided for State assumption of court costs for Circuit Court.

CIRCUIT COURT EXPENDITURES
STATE COSTS ONLY

ITEM Salaries for 256.7 FTE	FISCAL 82-83 42.0	FISCAL 83-84 252.7	FISCAL 84-85 256.7
37 Judges	1,336,500	1,498,500	1,598,400
4 Court Executives	107,400	124,900	131,400
213.7 Secretaries/Clerks	75,700	3,028,700	3,349,800
2 Court Support	—	26,100,700	64,000
Sub-Total Salaries	1,519,600	4,678,200	5,143,600
Benefits Paid	367,200	1,196,500	1,405,500
Total Personal Services	1,886,800	$5,874,700	$6,549,100
Current expenses			
Data Processing	—	743,800	869,900
Office Expenses/Supplies	22,400	115,000	121,300
Printing	4,600	98,100	103,200
Telephone	200	125,800	142,600
Photocopy Expenses	13,600	28,200	30,300
Postage/Mailing	400	80,200	87,400
Bailiff Services	—	30,900	34,000
Equipment Maintenance	10,800	21,400	25,400
Building Maintenance	—	—	21,200
Books/Legal Suscriptions	—	7,700	10,300
Equipment Rental	—	2,500	9,500
Miscellaneous Other	7,000	21,100	25,900
Clerical Reimbursement	486,400	—	—
Total Current Expense	$ 545,400	$1,274,700	$1,481,000
Travel Expenses	$ 29,000	$ 46,500	$ 50,400
Total Leases/Lease Purchase	$ 490,100	$ 963,400	$1,121,400
Total Capital Outlay	$ 200	$ 170,400	$ 170,700
Criminal Jury-Witness Fees	$ —	$ 440,300	$ 425,000
Total Expenditures	$2,951,600	$8,770,000	$9,797,600

Fiscal year 83-84 marked the first year of full state funding of the Circuit Court. House Bill 92, 1983 Legislature authorized the State to pick up the costs for such major items as clerical personnel, criminal jury and witness fees, courtroom security (except for bailiff services involved with the transportation and custody of prisoners) and building maintenance and utility costs associated with facilities being leased to the State. Part of these costs for building maintenance are recovered by local government through the lease payments made by the State. The maintenance and utility costs estimated for fiscal 84-85, and shown in the preceeding chart are not covered through these lease payments from the State for court facilities provided by cities and counties.

CIRCUIT COURT WORKLOAD
CASE FILINGS

Circuit	No. Of Court Locations	Small Claims	Civil	Criminal	Criminal Traffic	Total	FTA Parking
First	1	365	287	820	2,794	4,265	261
Second	2	962	973	1,503	8,169	11,607	7,231
Third	3	5,457	4,895	5,264	38,125	53,741	3,767
Fourth	4	1,721	784	4,244	16,850	23,599	2,945
Fifth	5	13,853	23,962	24,087	92,524	154,426	370,913
Sixth	1	344	233	643	1,537	2,757	284
Seventh	4	1,225	1,173	1,204	1,699	5,301	342
Eighth	8	4,639	4,005	5,669	25,163	39,476	23,730
Ninth	4	663	744	1,821	6,414	9,642	937
Tenth	6	558	415	709	408	2,090	53
Eleventh	2	1,239	274	1,791	2,551	5,855	586
Twelfth	2	441	181	978	1,607	3,207	98
Totals	**42**	**31,467**	**37,926**	**48,733**	**197,841**	**315,967**	**411,147**

Total Workload **727,114**

CRIMINAL CASES FILED BY OFFENSE

	HOMICD	ASSLT	SEX OFFENS	OTHER CRIMES AGAINST PERSON	ARSON	BURGLY	ROBBERY	THEFT	STOLEN VEHICL	OTHER CRIMES AGAINST PROPTY	FORGRY FRAUD EXTORT EMBEZZ	DRUG LIQUOR	DUI	AUTO HOMICD HIT & RUN	OTHER	TOTAL
CIRCUIT 1																
Brigham City	1	22	13	12		19	3	72	3	6	15	154	202	1	83	606
CIRCUIT 2																
Logan City	2	44	17	33	1	18	2	159	3	35	84	313	301	1	172	1,185
Randolph City	1	1	4			1		3		1	1	17	23	1	3	56
CIRCUIT 3																
Morgan City		10	3			5		5		1	5	25	36		9	99
Ogden City	23	335	134	48	2	211	25	877	11	218	107	269	439	63	582	3,344
Roy City		22	3	7		11		115		6	12	82	233		61	552
CIRCUIT 4																
Bountiful	3	30	20	53	3	35	10	133	2	11	63	336	189	1	107	996
Clearfield	1	61	17	16	4	31		50	1	22	54	183	242		81	763
Layton City	1	57	25	83	2	37	1	114		39	57	201	338	1	152	1,108
Sunset City		4	6	6				6		2	8	99	80		12	223
CIRCUIT 5																
Murray City		106	85	59		55	7	498	16	44	149	320	752	13	462	2,566
Salt Lake City	59	1,094	993	104	46	646	204	2,500	97	658	834	2,150	1,223		4,161	14,769
Sandy City		63	16	59	2	10		150		13	18	143	315	10	170	969
West Valley		450	33	98	15	22		416	10	49	137	722	862	66	542	3,422
Coalville	2	8		3		13		8	1	2	6	23	29	1	41	137
Park City		12	9	4				43	1	1	6	70	74	2	31	253
CIRCUIT 6																
Tooele City	2	38	12	8	2	18	1	43	4	5	28	53	129	2	144	489
CIRCUIT 7																
Manila City		1						1	1		2		8			13
Duchesne City	1	3	7	1		3		9		1	28	6	1		14	74
Roosevelt City	1	25	6	12		22		32	3		48	87	63		44	343
Vernal City	2	28	14	20		26	1	80	3	5	46	253	82		128	688
CIRCUIT 8																
Nephi City			1	1	1			3			1	1		1	5	14
American Fork		42	16	12		5		57		4	18	107	270		42	573
Orem City	1	26	28	31	5	18		298	1	8	26	119	125		94	780
Provo City	2	120	141	51	1	41	5	459	7	50	117	940	492		456	2,882
Salem City												4				4
Spanish Fork	1	29	9	7		21		89	3	5	19	118	242		91	634
Heber City		4	1		1	3	1	2	1	1	8		7		14	43
CIRCUIT 9																
Beaver City		2		8	1	3		2				2	4		6	28
Cedar City	5	46	5	2	1	11	1	69	2	7	30	77	88		85	429
Fillmore City	2	8	2			6		10	1	1	3	6	57		55	150
St George	2	49	12	29		15	2	85	13	47	63	325	133		97	872
CIRCUIT 10																
Panguitch									1				1		4	6
Kanab City		3	1	1		1		3					8		14	31
Junction City		1		1									3		1	6
Manti City		10	4	3		12		4		2	28	3	9		39	114
Richfield	1	20	3	18	1	20		38	14	4	73	80	45	1	41	359
Loa City								1	1			5			1	8
CIRCUIT 11																
Price City	3	48	12	9		14		50	2	20	21	162	145	2	465	953
Castle Dale		14	3	8	1	4	1	17		1	32	34	30		43	188

CRIMINAL CASES FILED BY OFFENSE

	HOMICD	ASSLT	SEX OFFENS	OTHER CRIMES AGAINST PERSON	ARSON	BURGLY	ROBBERY	THEFT	STOLEN VEHICL	OTHER CRIMES AGAINST PROPTY	FORGRY FRAUD EXTORT EMBEZZ	DRUG LIQUOR	DUI	AUTO HOMICD HIT & RUN	OTHER	TOTAL
CIRCUIT 12																
Moab City	1	24	4	2		5	3	38	6	10	81	112	199	1	72	558
Monticello		10	7	4		7		6	1		3	22	122		17	199
Circuit 1	1	22	13	12		19	3	72	3	6	15	154	202	1	83	606
Circuit 2	3	45	21	33	1	19	2	162	3	36	85	330	324	2	175	1,241
Circuit 3	23	367	140	55	2	227	25	997	11	225	124	376	708	63	652	3,995
Circuit 4	5	152	68	158	9	103	11	303	3	74	182	819	849	2	352	3,090
Circuit 5	61	1,733	1,136	327	63	746	211	3,615	125	767	1,150	3,428	3,255	92	5,407	22,116
Circuit 6	2	38	12	8	2	18	1	43	4	5	28	53	129	2	144	489
Circuit 7	4	57	27	33		51	1	122	7	6	124	346	154		186	1,118
Circuit 8	4	221	196	102	8	88	6	908	12	68	189	1,289	1,136	1	702	4,930
Circuit 9	8	105	19	39	2	35	3	166	16	55	96	410	282		243	1,479
Circuit 10	1	26	12	26		23		57	14	3	105	89	74	2	98	530
Circuit 11	3	79	15	17	1	20	1	67	4	29	36	207	202	1	583	1,265
Circuit 12	1	34	11	6		12	3	44	7	10	84	134	321	1	89	757
State Total	116	2,879	1,670	816	88	1,361	267	6,556	209	1,284	2,218	7,635	7,636	167	8,714	41,616

CIVIL CASE DISPOSITIONS BY TYPE DISPOSITION

	DSMD	DSMD PROS	JUDGM STIP	DEFLT JUDGE	DEFLT CLERK	SUMMY JUDGM	TRIAL JUDGM	TRANSF	CHANG VENUE	NEW TRIAL	SETTLD	OTHER	UNKWN	TOTAL
CIRCUIT 1														
Brigham City	69	21	11	37	80	13	12	1	1					245
CIRCUIT 2														
Logan City	152	96	26	11	462	28	51	2	2			1	1	832
Randolph City	2	4		2			1							9
CIRCUIT 3														
Morgan City		18		2	4	3	1							28
Ogden City	794	81	61	1,349	1,290	142	162	6	4	1	15	5	1	3,911
Roy City	8			30	16	3	2							59
CIRCUIT 4														
Bountiful City	90		6	3	199	20	6	5	1					330
Clearfield City	20	1		42	7	2	4	1	1					78
Layton City	36	1	12	77	24	5	6		1			1	1	164
CIRCUIT 5														
Murray City	1,054	6	32	2,785	2,356	522	70	14	3					6,842
Salt Lake City	46	2	31	2,198	1,693	39	27	36	7					4,079
Sandy City	99	9	2	51	342	33	15	1	1		1			554
West Valley City	39		11	42	215	7	28		1			2		345
Coalville City	21		1	47	2	2	2				1			76
Park City	1													1
CIRCUIT 6														
Tooele City	75	53	8	41	103	8	10						1	299
CIRCUIT 7														
Manila City	1	2	1											4
Duchesne City	94			13	143	5	1	1			1	1		259
Roosevelt City	19	11	3	12	97	5	4							151
Vernal City	78	1	8	172	168	4	7		2					440
CIRCUIT 8														
Nephi City	1			9	4		1	1						16
American Fork	32		7	13	98	15	9	1	2			1		178
Orem City	76	1	12	85	425	94	14	5	1					713
Provo City	298	1	49	695	862	127	50	7	3		4	6	2	2,104
Spanish Fork City	16		6	10	35	3	9	2						81
Heber City	8		4	30	12	5	2							61
CIRCUIT 9														
Beaver City	9		2	4	15	2								32
Cedar City	34		9	20	93	7	5	1				1		170
Fillmore City	14		2	6	28	4	7				1	2		64
St George City	88	111	19	5	162	20	21	1			1			428
CIRCUIT 10														
Panguitch City	3	1	2	6	7		2	1						22
Kanab City	5		1	2	6	1	5							20
Junction City	3	1			3	1			1					9
Manti City	20	2	11	15	33	6	4	1				1		93
Richfield City	63	4	7	3	137	17	14	1	1					247
Loa City	4		1	1		5								11
CIRCUIT 11														
Price City	18	6	2	14	104	5	2	1	1					153
Castle Dale City	5	6	2	8	27	3	2						1	54
CIRCUIT 12														
Moab City	60	11		73	4	3	2	1	1					155
Monticello City	18		1	14	12	1	1							47

CIVIL CASE DISPOSITIONS BY TYPE DISPOSITION

	DSMD	DSMD PROS	JUDGM STIP	DEFLT JUDGE	DEFLT CLERK	SUMMY JUDGM	TRIAL JUDGM	TRANSF	CHANG VENUE	NEW TRIAL	SETTLD	OTHER	UNKWN	TOTAL
Circuit 1	69	21	11	37	80	13	12	1	1					245
Circuit 2	154	100	26	13	462	28	52	2	2			1	1	841
Circuit 3	802	99	61	1,381	1,310	148	165	6	4	1	15	5	1	3,998
Circuit 4	146	2	18	122	230	27	16	6	3			1	1	572
Circuit 5	1,260	17	77	5,123	4,608	603	142	51	12		2	2		11,897
Circuit 6	75	53	8	41	103	8	10						1	299
Circuit 7	192	14	12	197	408	14	12	1	2		1	1		854
Circuit 8	431	2	78	842	1,436	244	85	16	6		4	7	2	3,153
Circuit 9	145	111	32	35	298	33	33	2			2	3		694
Circuit 10	98	8	22	27	186	30	25	3	2			1		402
Circuit 11	23	12	4	22	131	8	4	1	1				1	207
Circuit 12	78	11	1	87	16	4	3	1	1					202
State Total	**3,473**	**450**	**350**	**7,927**	**9,268**	**1,160**	**559**	**90**	**34**	**1**	**24**	**21**		**723,364**

CRIMINAL CASE DISPOSITIONS BY OFFENSE

	HOMICD	ASSLT	SEX OFFENS	OTHER CRIMES AGAINST PERSON	ARSON	BURGLY	ROBBERY	THEFT	STOLEN VEHICL	OTHER CRIMES AGAINST PROPTY	FORGRY FRAUD EXTORT EMBEZZ	DRUG LIQUOR	DUI	AUTO HOMICD HIT & RUN	OTHER	TOTAL
CIRCUIT 1																
Brigham City	1	21	10	19	2	18	2	73	2	4	13	193	167	2	106	633
CIRCUIT 2																
Logan City	2	44	16	33	1	17	1	138	1	26	73	264	278	1	173	1,068
Randolph City	1	1	3			1		2			1	19	23	1	3	56
CIRCUIT 3																
Morgan City		5	2			5		2		1	2	21	19		12	69
Ogden City	20	349	138	62	3	227	33	952	13	242	136	285	404	69	712	3,645
Roy City		21	4	7		11		109		7	12	73	191		94	529
CIRCUIT 4																
Bountiful	3	32	14	50	2	40	11	123	2	8	82	285	163		140	955
Clearfield	2	63	14	15	4	24		45		21	48	161	172		110	679
Layton City		60	21	81	1	29	1	95		31	48	198	275	1	201	1,042
Sunset City		5	6	7				3		2	5	83	71		20	202
CIRCUIT 5																
Murray City		75	46	42		45	5	353	8	34	65	239	481	13	496	1,902
Salt Lake City	67	1,199	1,186	145	51	713	196	2,820	92	627	971	2,103	1,771		4,424	16,365
Sandy City		43	16	61	4	10		155		13	19	129	233	8	139	830
West Valley		315	18	75	9	11		315	4	30	62	510	545	45	538	2,477
Coalville	2	8		1		9		9	3	2	5	16	23		41	119
Park City		9	4	2				26		1	4	48	44	1	24	163
CIRCUIT 6																
Tooele City	1	34	11	10	2	18	1	38	6	6	15	68	126	2	136	474
CIRCUIT 7																
Manila City		1						1			2		1		1	6
Duchesne	4	7	7	2	2	6		8		1	17	3	2		10	69
Roosevelt	1	23	6	16		20		29		1	52	80	67		61	356
Vernal City	2	37	13	18		22	1	80	5	10	44	241	99	1	151	724
CIRCUIT 8																
Nephi City			1		1			3			1				8	14
American Fork		33	14	9		7		59	1	5	17	116	225		79	565
Orem City	1	27	26	31	4	19	1	307	1	11	16	136	147		103	830
Provo City	2	113	122	48		41	5	395	5	62	119	1,023	390		452	2,777
Salem City												4				4
Spanish Fork	1	27	10	8		16		84	3	8	19	102	179		99	556
Heber City	1	2	1		1	1		1		1	5		3		6	22
CIRCUIT 9																
Beaver City				10	1	2		2				3	4		7	29
Cedar City	2	41	5	4		11		70	1	6	44	72	82		91	429
Fillmore	1	7	2			4		5			2	5	38		55	119
St George	3	41	9	33		11	2	67	6	41	52	302	136		97	800
CIRCUIT 10																
Panguitch									1				2		7	10
Kanab City		1	2					3					9	1	21	37
Junction City		1		2				1					3		1	8
Manti City		7	5	6		9		13			34	5	15		34	128
Richfield	1	17	5	18		14		40	12	3	71	78	43	1	35	338
Loa City									1			6	2			9
CIRCUIT 11																
Price City	2	63	12	16		17		56	3	28	18	177	170	1	552	1,115
Castle Dale	1	16	3	1	1	3	1	11	1	1	18	30	32		31	150

CRIMINAL CASE DISPOSITIONS BY OFFENSE

	HOMICD	ASSLT	SEX OFFENS	OTHER CRIMES AGAINST PERSON	ARSON	BURGLY	ROBBERY	THEFT	STOLEN VEHICL	OTHER CRIMES AGAINST PROPTY	FORGRY FRAUD EXTORT EMBEZZ	DRUG LIQUOR	DUI	AUTO HOMICD HIT & RUN	OTHER	TOTAL
CIRCUIT 12																
Moab City	1	38	7	7	1	8	3	60	4	18	137	140	188	1	105	718
Monticello		10	9	3		7	4	10	1		4	17	117		20	202
Circuit 1	1	21	10	19	2	18	2	73	2	4	13	193	167	2	106	633
Circuit 2	3	45	19	33	1	18	1	141	1	26	74	283	301	2	176	1,124
Circuit 3	20	375	144	69	3	243	33	1,063	13	250	150	379	614	69	818	4,243
Circuit 4	5	160	55	153	7	93	12	266	2	62	183	727	681	1	471	2,878
Circuit 5	69	1,649	1,270	326	64	788	201	3,678	107	707	1,126	3,045	3,097	67	5,662	21,856
Circuit 6	1	34	11	10	2	18	1	38	6	6	15	68	126	2	136	474
Circuit 7	7	68	26	36	2	48	1	118	5	12	115	324	169	1	223	1,155
Circuit 8	5	202	174	96	6	84	6	849	10	87	177	1,381	944		747	4,768
Circuit 9	6	89	16	47	1	28	2	144	7	47	98	382	260		250	1,377
Circuit 10	1	34	8	23	1	33		46	16	6	101	88	66	1	100	524
Circuit 11	3	62	15	17	1	18	1	67	2	21	53	196	175	2	508	1,141
Circuit 12	1	48	16	10	1	15	7	70	5	18	141	157	305	1	125	920
State Total	**122**	**2,787**	**1,764**	**839**	**91**	**1,404**	**267**	**6,553**	**176**	**1,246**	**2,246**	**7,223**	**6,905**	**148**	**9,322**	**41,093**

CRIMINAL CHARGE DISPOSITIONS BY TYPE DISPOSITION

	TOTAL CASES	DSMD	DSMD PROS	ACQ	CONV	GUILTY PLEA	MENTALLY INCOMPETENT	DECEASED	TRANSFERED	CHANGE OF VENUE	NEW TRIAL GRANTED	MISTRIAL	EXTRADITION	DEFRRD JUDGM	BOUND OVER	BAIL FORF	TOTAL	NON JURY	JURY TRIAL
CIRCUIT 1																			
Brigham City	662	123	7	7	44	442			3				4	1	106	41	778	35	4
CIRCUIT 2																			
Logan City	1.102	299	10	29	99	918							9	2	213	136	1.715	81	19
Randolph City	56	36	1	3	8	39		1							29		117	3	3
CIRCUIT 3																			
Morgan City	71	17	4	2	13	45			2	1					8	3	95	12	
Ogden City	3.655	657	305	83	217	2.201	2	2	3		1		24		664	40	4.199	316	83
Roy City	533	52	6	11	19	395			3						24	39	549	9	8
CIRCUIT 4																			
Bountiful	973	191	46	7	34	565	2	5	13					1	167	53	1.084	68	17
Clearfield	691	38	47	3	10	589		1		3			8	7	77	32	815	12	3
Layton City	1.063	407	8	20	58	763			2	1		1	6		110	105	1.481	107	21
Sunset City	204	41		1	9	161			3							28	243	10	
CIRCUIT 5																			
Murray City	1.929	464	226	35	94	1.487	1	3	8					2	90	45	2.455	193	33
Salt Lake City	16.397	9.604	936	266	1.206	11.182								106	3.075	31	26.406	3.922	259
Sandy City	849	432	25	1	92	614			10	4				23		79	21.280	32	8
West Valley	2.541	999	7	32	760	2.005		6	24	2				101	1	33	3.970	681	34
Coalville City	134	64	2	5	15	100			1				6		84		277	10	8
Park City	164	33	1	1	2	152									1	17	207	1	2
CIRCUIT 6																			
Tooele City	487	89	44	26	69	345				3		1	10	1	84	14	686	49	30
CIRCUIT 7																			
Manila City	7	5	1			2									1		9	2	1
Duchesne City	70	27	1	2	3	14			1						22		70	5	
Roosevelt City	361	113	29	9	29	171		1	5						32	29	418	70	3
Vernal City	732	198	4	11	11	490	4	1	1	2			1	5	59	7	794	38	6
CIRCUIT 8																			
Nephi City	14	4				19											23		3
American Fork	570	118	16	7	76	388								1	38	27	671	64	14
Orem City	854	172	14	15	79	576			1						70	23	950	58	13
Provo City	2.853	732	15	25	245	1.828		2	3				4		197	298	3.350	237	38
Salem City	4							3							3	6			
Spanish Fork	560	139	17	7	32	409		1	11				1	4	51	32	705	27	9
Heber City	24	7		1	12	3							1		4		28		2
CIRCUIT 9																			
Beaver City	31	7	3	3	6	29										1	49	1	1
Cedar City	437	86		3	22	314	2	4	3				6	6	67	35	548	24	5
Fillmore City	120	40	1	9	35	96		1					8		22	1	213	43	3
St George	826	197	9	14	75	658			4			1	8		109	14	1.089	116	49
CIRCUIT 10																			
Panguitch	6	1	1			5									1	1	9	1	
Kanab City	32	2			14	33							1			3	53	1	
Junction City	6	4				14										1	19		
Manti City	119	54		2	11	57			1					6	31		162	10	5
Richfield	366	204	54	6	17	167			1				1		51	55	556	8	5
Loa City	9	2				8							1		2		13	3	
CIRCUIT 11																			
Price City	972	273	66	6	690	5							2		46	191	1.279	23	13
Castle Dale	197	126	10	2	9	91			2				1		81	19	341	7	7
CIRCUIT 12																			
Moab City	732	430	4	6	12	383							9	3	53	114	1.014	12	9
Monticello	208	50	2	2	2	168							1		29	20	274	4	
Circuit 1	662	123	7	7	44	442			3				4	1	106	41	778	35	4
Circuit 2	1.158	335	11	32	107	957		1					9	2	242	136	1.832	84	22
Circuit 3	4.259	726	315	96	249	2.641	2	2	8	1	1		24		696	82	4.843	337	91
Circuit 4	2.931	677	101	31	111	2.078	2	6	18	4		1	14	8	354	218	3.623	197	41
Circuit 5	22.014	11.596	1.197	340	2.169	15.540	1	9	43	6			6	232	3.251	205	34.595	4.839	344
Circuit 6	487	89	44	26	69	345				3		1	10	1	84	14	686	49	30
Circuit 7	1.170	343	35	22	43	677	4	2	7	2			1	5	114	36	1.291	115	10
Circuit 8	4.879	1.172	62	55	444	3.223		3	18	2			6	5	360	383	5.733	386	79
Circuit 9	1.414	330	13	29	138	1.097	2	5	7			1	22	6	198	51	1.899	184	58
Circuit 10	538	267	55	8	42	284			2				3	6	85	60	812	23	10
Circuit 11	1.169	399	76	8	699	96			2				3		127	210	1.620	30	20
Circuit 12	940	480	6	8	14	551							10	3	82	134	1.288	16	9
State Total	**41,621**	**16,537**	**1,922**	**662**	**4,129**	**27,931**	**11**	**28**	**108**	**18**	**1**	**3**	**112**	**269**	**5,699**	**1,570**	**59,000**	**6,295**	**718**

CIRCUIT COURT

Monthly Traffic, Small Claims and Abstract Summary
Report Period: July 1983 Thru June 1984

DUI Cases Filed	7,727
Hit & Run Cases Filed	150
Auto Homicide Cases Filed	6
Other Traffic Cases Filed	202,282
Total Traffic Cases Filed	210,165

Total Small Claims Cases Filed	31,467
Total Small Claims Cases Closed	21,659
Total Dismissed Prior To Trial	5,145
Total Dismissed At Trial	2,538
Total Contested	3,634
Total Defaulted	12,208
Abstracts of Judgment Filed	3,255
Total Hearings Held	85,645

CHARGE DISPOSITIONS

Charges Filed		Guilty Plea Bail Forf No Cont.	Non-Jury Trial Acquit	Non-Jury Trial Convict	Jury Trial Acquit	Jury Trial Convict	Dismissed	Transfered	Total Charges Disposed
7,951	Driving Under the Influence	5,772	51	709	46	142	845	43	7,608
159	Hit and Run	73	5	20	1	1	47		147
8	Automobile Homicide						2	4	6
41,362	Speeding	38,978	211	1,151	95	153	2,429	59	43,076
325	Reckless Driving	233	45	244	15	247	163	5	952
55,771	Other Moving Violations	46,768	1,050	3,332	422	402	9,757	1,017	62,748
32,752	Driver License Violations	23,991	201	402	60	93	8,457	43	33,247
67,631	Other Non-Moving Viola	43,639	1,089	2,464	619	1,051	7,459	53	56,374
380,996	Parking Tickets	284,626	86	263	1		75,934		360,910
28,351	Failure to Appear	4,195							4,195
615,306	**Total**	448,275	2,738	8,585	1,259	2,089	105,093	1,224	569,263
	Other Summary Offenses Total Citations	5,924							
250	Parks & Recreation	161	1	2			8	1	173
4,011	Animal Control	2,962	8	18			161	1	3,150
151	State Boating Act	117	1	2			4	3	127
1,041	Wildlife Resources	804	2	16			56	2	880
1,664	Public Intoxication	1,442							1,442
1,800	Failure to Appear	1,249							1,249
8,917	**Total**	6,735	12	38			229	7	7,021

JUSTICE OF THE PEACE COURT

Civil Jurisdiction:

Matters involving sums less than $750 and small claims cases (claims under $600).

Criminal Jurisdiction:

Class B and Class C misdemeanors and infractions, traffic offenses. Preliminary hearing for felonies.

Number of Courts:

178 courts both county and municipal.

Number of Judges:

163 justices of the peace. Support staff varies from location to location. Most justices of the peace do have a court clerk.

Funding:

Supported by the local governmental unit, county, city or town. Annual training sessions and services provided by the state.

Changes During 1983-84:

Small claims jurisdiction was extended from claims under $400 to claims under $600 as of July 1, 1983. The reporting form for justice courts were modified as of July 1, 1983 to facilitate reporting of liquor offense convictions to the State Tax Commission. Some categories of offenses were changed and separate accounting entries were made of victim restitution collected and D.U.I. rehabilitation funds assessed.

1983-84 Caseload Filings

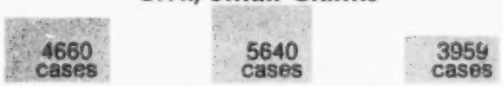
D.U.I. (Driving Under the Influence of Alcohol) charges	(4,549)
Traffic charges	193,355
Preliminary Hearings	157
Misdemeanor Charges	27,132
Civil & Small Claims Cases	359
Failure to Appear Charges	24,259
Parking Tickets	17,176

Court Revenue 1983-84

Fines, Fees, Forfeitures Collected	7,602,533
Victim Restitution Collected	160,784
POST Assessment Collected	454,876
Total Collections	7,996,655
DUI Rehabilitation Assessed	230,890

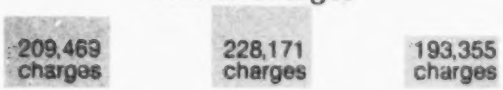
The 1983-84 caseload for the justice of the peace courts reflects a 17% decrease in the number of total filings for civil, traffic and criminal misdemeanor charges from the previous years. All categories of filings demonstrated a decrease.

Civil/Small Claims



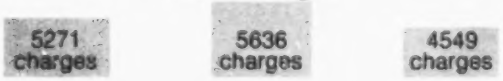
81-82 82-83 83-84

Traffic Charges



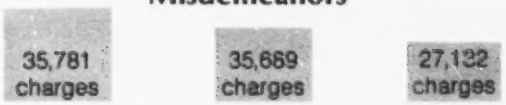
81-82 82-83 83-84

DUI Charges



81-82 82-83 83-84

Misdemeanors



81-82 82-83 83-84

At the same time, reporting compliance from the justice of the peace courts have been improving. Currently only 46 courts have not submitted all of the required SJIS (State Judicial Information System) reports. Some of these are rural courts with small caseloads.

The change in the DUI law resulted in an increased assessment of Rehabilitation Funds as additional fines were instituted by the new statute.

1982-83 1983-84

Dispositions 1983-84

	Guilty Pleas Bail Forfetures	Trial Acquitted	Trial Convicted	Trial Dis.	Trial Trans
DUI charges (including DUI reduced to reckless driving)	3,239	133	926	220	89
Traffic	170,480	956	4,813	9,199	326
Misdememeanors	22,986	834	1,507	3,823	241
Parking Tickets	13,838	53	68	2,670	76
Failure to Appear	16,287	63	557	3,112	14

	Dismissed	Bound Over	Transferred
Preliminary Hearings	47	106	40

STATE TOTAL

Total Traffic Cases Filed	202,412	Total Traffic Cases Disposed	168,205

TRAFFIC

	Charges Filed	Guilty Plea Bail Forf No Cont.	Non-Jury Trial Acquit	Non-Jury Trial Convict	Jury Trial Acquit	Jury Trial Convict	Charge Dispositions Dismissed	Charge Dispositions Transfered	Total Charges Disposed
Driving Under the Influence	4,549	2,724	105	643	29	74	212	88	3,875
Reckless Driving (DUI Red.)	515	20	205	3	4	8	1	756	
Driver License Viol (Alc. R.)	791	645	16	48	1	1	92	27	830
Other Driver License Viol	16,049	10,471	138	400	2	5	3,559	73	14,631
Moving Violations	130,963	118,856	633	3,543	8	33	2,690	171	125,791
All Non-Moving Violations	45,552	40,508	158	779		4	2,858	55	44,362
Parking Tickets	17,176	13,838	53	68			2,670	76	16,705

CRIMINAL MISDEMEANORS

Assault	540	233	64	77	3	4	137	10	528
Theft	1,435	1,082	57	141	2	3	169	13	1,467
Failure to Appear	24,241	16,287	63	500		57	3,112	14	20,012
Public Intoxication	1,919	1,563	42	108		1	141	21	1,876
Illegal Sale - Alcohol	117	103	5	12		1	5	2	128
Other Liquor Violations	5,923	4,820	110	244	1	5	344	37	5,557
Contr. Subs. & Narc. Viol	2,139	1,497	105	204	1		254	37	2,098
Bad Checks	1,244	1,057	10	37			735	2	1,840
Viol Domestic Animal Ordin	4,805	3,701	99	161		2	927	8	4,897
Wildlife Resources Viol	1,932	1,728	9	44		1	65		1,838
Parks & Recreation Viol	913	801	8	5			119		933
Plan.,Zone.,Fire/Health Viol	304	139	4	23		1	47	9	223
Other Misdem/Infractions	5,861	6,262	297	427	17	6	882	102	7,820

Total Misdemeanor Cases Filed	37,030	Total Misdemeanor Cases Disposed	36,064

FELONIES

Preliminary Hearings	157	Bound Over	106
Dismissed	47	Transfered	40

CIVIL CASES

CASES DISPOSED

	Cases Filed	Settled Dismiss	Default Judgmnt	Non-Jury Trial	Jury Trial	Total Disposed
Small Claims	3,852	1,836	1,291	610	3	3,740
Other Civil	107	46	19	30	1	96

CASE RECEIPTS

Fines, Fees, Forfeitures Collected	$7,602,533
Victim Restitution Collected	106,784
Post Assessment Collected	454,876
Total Collections	7,996,655
DUI Rehab Assessed	230,890

WORKLOAD

Prejudgment Hearings	41,800	Postjudgment Hearings	8,550

JUSTICE OF THE PEACE COURTS

Cases and Dispositions Reported

	FILING				TRAFFIC/MISDEMEANOR DISPOSITION BY CHARGE			
	Traffic Charges	Misc. charges	Preliminary Hearings Felony Charges	Civil Cases	Guilty Plea Bail Forfeiture	Trial Non-Jury	Trial Jury	Dismissed
BEAVER COUNTY								
Cook, H.C., County (12)	24	12	6	42	50	10	—	1
Municipal (12)	21	16	2	38	29	8	1	—
Davie, Jetta (10)	58	3	—	1	59	1	—	—
Jameson, Delbert (12)	7	—	—	—	2	—	—	—
Yardley, Rowland, County (12)	2,014	212	11	10	1,788	195	—	17
Municipal (12)	—	1	—	79	—	—	—	—
BOX ELDER COUNTY								
Bylsma, Samuel (11)	395	111	—	—	311	1	—	13
Facer, Lorin, County (12)	4,927	749	—	—	5,142	172	10	366
Municipal (11)	232	41	—	—	252	14	—	8
Griffin, Eldon (12)	152	67	—	37	170	2	)	44
Palmer, Letitia (12)	3	—	—	—	3	—	—	—
Payne, De Verle (12)	4,902	118	—	294	4,294	19	—	218
Richan, Max, County (11)	678	17	—	—	554	10	2	39
Municipal (12)	140	—	—	—	141	—	4	12
CACHE COUNTY								
Apgood, Larry (12)	9	—	—	—	9	—	—	—
Christiansen, LeGrande (10)	548	340	—	20	733	—	—	39
*Greenhalgh, Brent (12)	76	1	—		5	—	—	—
Griffin, Louis (11)	455	307	1	—	309	9	—	2
Krusi, John (12)	305	37	—	6	521	—	—	—
Larsen, Paul (12)	1,147	99	—	13	1,119	12	4	9
Lindley, Sarah (12)	1,051	107	—	—	294	20	—	2
Mauchley, Grant (12)	231	46	—	—	271	—	—	3
*Olsen, Frank (12)	30	—	—	—	34	11	—	1
Scherck, Dallas (12)	45	5	—	—	57	32	—	3
Sharp, Willis (12)	102	9	3	—	101	—	—	—
Stevens, Jack (11)	263	14	—	—	262	17	—	1
*Watkins, Richard (12)	28	3	—	—	24	1	—	—
Zollinger, N. Millville (12)	50	16	—	—	49	1	—	—
Providence (12)	123	49	—	—	122	—	—	—
CARBON COUNTY								
Liddiard, LaVar (12)	225	77	3	99	267	6	1	27
Riche, Morgan (12)	1,008	156	3	—	1,045	335	—	32
Whipple, Frank (11)	1,127	222	—	—	1,389	2	4	139
DAGGETT COUNTY								
Beckstead, Linda (12)	222	221	—	14	366	2	—	9
Shipton, Keith (9)	241	169	—	2	302	5	—	3
DAVIS COUNTY								
Anderson, Dean (12)	6,047	798	17	—	5,886	234	12	434
Bishop, Lloyd (12)	2,345	326	—	5	2,198	60	1	148
Gardner, Sterling (12)	1,192	503	—	—	1,218	76	—	84
Jensen, Cornell (12)	1,025	313	—	9	1,160	40	2	107
Leonard, M.P. (12)	576	440	2	25	798	11	—	104
Matheson, Robert-Syra. (12)	435	185	—	5	565	1	—	46
Woods C. (12)	1,184	477	—	—	1,700	46	3	256
Parrish, James (12)	1,881	645	—	—	2,303	44	2	121
Payne, David Young (12)	2,368	635	4	16	2,770	77	1	35
Wellington, Kenneth (12)	773	356	—	—	1,005	81	1	71
DUCHESNE COUNTY								
Nielson, Floyd (12)	317	16	3	33	1,087	8	—	8
Richens, Reed (8)	5	—	—	—	5	—	—	—
*Rowley, A. Keith (12)	2,247	360	13	—	2,402	3	1	40

JUSTICE OF THE PEACE COURTS

Cases and Dispositions Reported

	FILING				TRAFFIC/MISDEMEANOR DISPOSITION BY CHARGE			
	Traffic Charges	Misc. charges	Preliminary Hearings Felony Charges	Civil Cases	Guilty Plea Bail Forfeiture	Trial Non-Jury	Trial Jury	Dismissed
EMERY COUNTY								
Hughes, Laurelle (9)	—	—	—	—	—	—	—	—
Humphrey, Michael (10)	1	15	—	4	4	—	—	3
Hunt, Arel - County (12)	4,796	1,127	—	10	4,958	—	—	32
Municipal (12)	76	20	—	7	85	8	—	10
Oviatt, Desie (10)	—	55	—	—	2	—	—	—
Peacock, V. L-County (12)	1,622	205	—	—	1,497	6	—	178
Municipal (12)	—	5	—	—	8	—	—	—
Truman, Stan (11)	886	83	—	2	924	13	—	24
GARFIELD COUNTY								
*Christensen, Norman (3)	—	—	—	—	—	—	—	—
*Noyes, Garth (12)	355	65	3	—	356	1	1	1
Yardley, John (12)	3,161	164	3	8	3,146	1	—	38
GRAND COUNTY								
Lange, Alvin (11)	3,380	68	—	—	3,286	—	—	153
IRON COUNTY								
Adams, Kenneth County (12)	1,002	125	—	84	993	10	—	4
Municipal (9)	230	64	—	44	287	1	2	1
Buttery, Joyce (3)	14	18	—	17	20	1	—	—
Grimshaw, Arlen (6)	58	2	—	—	43	—	—	1
Miller, Margaret (12)	3,410	967	—	464	3,408	37	—	7
JUAB COUNTY								
Drussel, Michael, County (12)	209	24	—	—	226	3	—	4
Municipal (12)	39	4	—	1	42	1	—	—
Harward, Lane (11)	6,731	2,258	23	9	6,851	514	71	125
Pexton, Harlow (12)	1,041	163	—	35	928	34	2	47
KANE COUNTY								
Mosdell, Dennis, County (12)	2,067	349	11	24	2,382	30	1	—
Municipal (12)	261	47	—	12	271	—	—	—
Fulton, Gilbert (2)	—	1	—	—	1	—	—	—
MILLARD COUNTY								
Hare, Ronald, County (11)	4,777	481	26	51	4,357	668	3	109
Municipal (11)	451	84	—	19	448	10	1	22
Overson, Clair (1)	—	—	—	—	—	—	—	—
Robinson, Stanley (12)	803	95	—	19	369	—	1	72
Rutherford, W.J. (11)	—	—	—	5	—	—	—	—
Young, Sidney (12)	2,513	56	11	29	1,380	16	—	102
MORGAN COUNTY								
Hassell, Tony (11)	802	199	—	3	908	54	1	34
Larson, Vaughn (4)	68	11	1	1	74	2	—	3
PIUTE COUNTY								
Dalton, Stanley (12)	534	100	—	1	491	11	—	7
RICH COUNTY								
Cox, Raymond (12)	1,069	195	—	—	1,125	—	—	33
Spence, Merle (11)	533	194	3	—	542	15	—	52
SALT LAKE COUNTY								
Acomb, Peggy (12)	6,580	2,153	—	10	6,721	471	7	710
Alldredge, Dee (12)	5,189	2,387	—	117	6,139	206	3	699
Armstrong, Dan, County (12)	7,451	3,556	—	179	8,819	714	15	261
Municipal (12)	6,025	129	—	—	4,650	—	—	833
Bishop, Ralph (12)	5,617	2,897	—	49	8,217	980	5	2,483
*Brown, David (12)	2,477	501	—	9	3,042	122	—	169
Christensen G., County (12)	521	357	—	183	652	240	5	56
Municipal (12)	4,839	2,638	—	—	6,032	445	8	530

JUSTICE OF THE PEACE COURTS

Cases and Dispositions Reported

	FILING				TRAFFIC/MISDEMEANOR DISPOSITION BY CHARGE			
	Traffic Charges	Misc. charges	Preliminary Hearings Felony Charges	Civil Cases	Guilty Plea Bail Forfeiture	Trial		Dismissed
						Non-Jury	Jury	
Conradsen, Rex (12)	2,646	1,013	—	61	3,036	263	4	662
Enniss, Geraldine (12)	3,323	192	—	28	2,365	106	8	103
Handy, Don (12)	279	549	—	4	635	11	—	65
Mitchell, Albert (11)	257	7	1	13	362	8	—	24
Rigby, Joann (12)	2,507	1,271	—	25	4,185	421	8	1,534
Scott, Phyllis (12)	1,777	1,913	—	20	3,547	468	17	826
Searle, George (12)	9,636	2,284	—	6	10,226	818	6	1,142
*Steward, Steve (9)	113	21	—	—	67	1	—	5
SAN JUAN COUNTY								
Codner, John (12)	34	249	2	8	417	14	1	23
Low, George (12)	295	251	—	18	520	15	—	4
Muhlestein, Harold (12)	3,755	604	—	7	3,822	10	8	123
SANPETE COUNTY								
Brady, Boyd (12)	454	62	3	50	558	164	—	2
Dase, Ted County (12)	315	174	—	53	417	—	—	4
Moroni-Municipal (12)	229	137	—	6	400	1	—	2
Mt. Pleasant (Mun.) (11)	235	187	—	—	340	—	—	1
Spring City (Mun.)(2)	5	—	—	—	5	—	—	—
Graser, Wayne (12)	105	19	—	54	117	22	—	1
Lewis, Clifford (12)	90	2	—	1	87	—	—	1
Mickelson, Vaun (12)	160	11	—	4	149	4	—	3
*Ramsey, Earl (12)	77	19	—	3	59	4	—	8
*Thompson, Paul (12)	534	229	—	—	1,263	—	—	1
SEVIER COUNTY								
Brewer, Harold (12)	1,963	150	—	242	1,824	2	—	53
Dean, Jack (12)	—	—	—	—	—	—	—	—
*Mecham, Karl (12)	69	8	—	—	53	—	—	—
Nielsen, Kent (12)	4,440	327	—	64	3,936	—	—	41
Wasden, Thad (12)	1,013	170	—	51	565	—	—	29
SUMMIT COUNTY								
*Fackrell, Brent (11)	—	—	—	—	—	—	—	—
Kilby, James (12)	2,107	156	1	—	2,158	64	2	49
McGregor, R. County (11)	220	69	—	3	204	—	1	9
Municipal (12)	209	8	—	—	123	—	—	1
Warner, Reed (12)	4,883	185	—	—	4,044	59	—	74
TOOELE COUNTY								
Blum, Ralph County (12)	3,954	882	—	6	4,640	1	—	47
Municipal (12)	1,177	398	—	67	1,471	—	—	101
Gordon, Douglas (12)	3,035	287	—	4	2,857	46	4	213
Poulsen, Lynn (7)	2,910	43	—	—	2,448	—	—	8
Yarbrough, David (9)	347	13	—	—	316	—	—	—
UINTAH COUNTY								
Benson, Shar Lynn (12)	1,630	331	—	83	1,842	73	2	14
Feltch, Brent (12)	3,433	611	—	184	3,634	101	—	258
Smith, Rolene (10)	383	51	—	—	420	8	—	4
UTAH COUNTY								
Anderson, Judith (12)	37	2	—	—	36	—	—	2
Anderson, Keith (12)	928	520	—	23	1,045	20	4	271
Arnold, Kyle (12)	198	24	—	—	221	—	—	1
Bryson, Carlyle (12)	1,278	173	—	12	1,361	22	3	86
Butler, Anna Mae (12)	7	—	—	—	7	—	—	—
Christensen, J.D. (12)	3,380	3,837	—	19	3,822	—	—	12
Christiansen, Gale (12)	1,361	375	—	—	1,379	18	—	82
Collings, Otto (12)	1,301	250	—	4	1,257	—	—	310

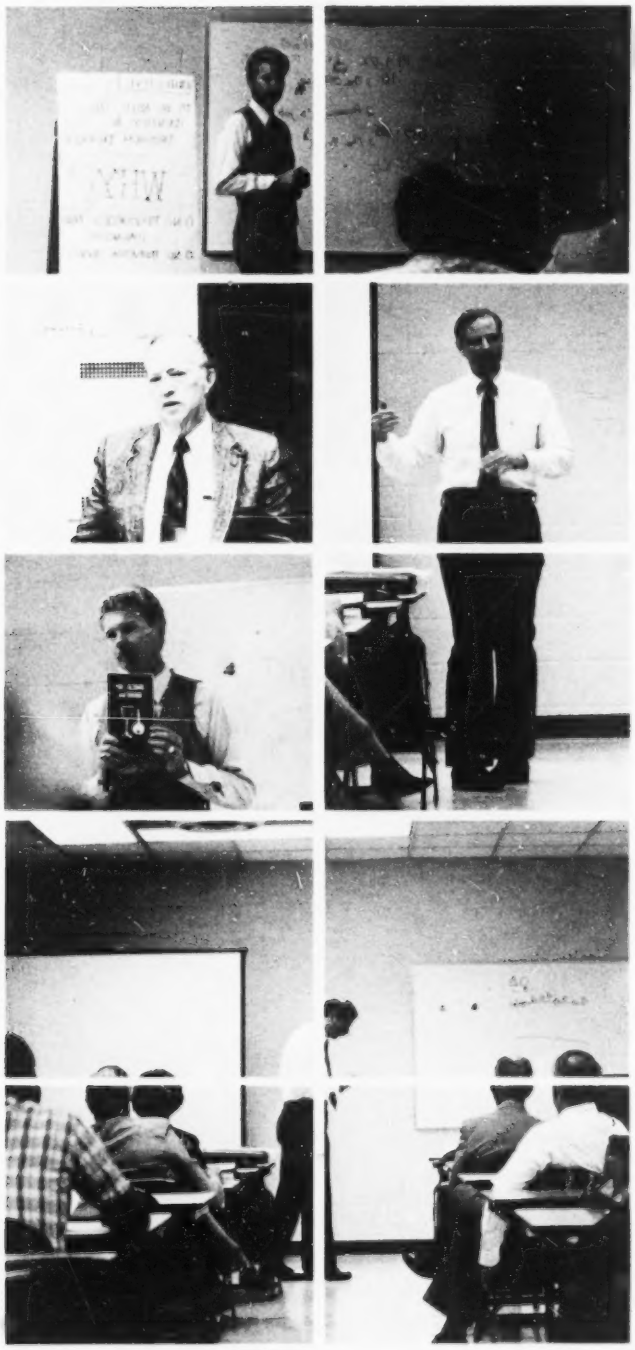
JUSTICE OF THE PEACE COURTS

Cases and Dispositions Reported

	FILING				TRAFFIC/MISDEMEANOR DISPOSITION BY CHARGE			
	Traffic Charges	Misc. charges	Preliminary Hearings Felony Charges	Civil Cases	Guilty Plea Bail Forfeiture	Trial		Dismissed
						Non-Jury	Jury	
Davis, Marion (12)	210	37	—	—	188	2	—	—
*Herbert, Blair (12)	—	—	—	1	—	—	—	—
Hinckley, Eldon (12)	230	73	—	1	255	—	—	21
Ingersoll, D. Grant (12)	2,191	436	—	—	2,220	—	—	404
Mills, Vernon (12)	3,171	774	—	—	3,635	3	—	315
Peterson, J.O. (12)	132	50	—	7	153	—	—	7
Peterson, Wallace (12)	856	235	—	46	627	86	6	98
Robinson, Ada (12)	2,661	706	—	—	5,142	65	—	85
Winfield, Robert (12)	876	137	—	20	1,408	37	1	33
Worthen, Richard (12)	482	177	—	27	297	—	12	7
WASATCH COUNTY								
Spanos, Fern (12)	774	200	—	309	787	56	—	58
VanWagoner, Elroy (12)	3,355	1,175	—	65	3,909	115	5	42
Whitaker, Berlin (5)	18	5	—	1	17	—	1	1
WASHINGTON COUNTY								
Adams, Chester County (12)	107	22	—	—	143	148	—	—
Municipal (12)	223	14	—	6	362	363	—	—
Bunnell, Lee (12)	447	242	—	15	1,371	25	—	71
*Hafen, J. Ballard (11)	47	14	—	—	56	43	—	3
Lee, David (6)	9	4	—	—	13	—	—	—
Rohde, Robert (12)	104	42	—	3	85	45	—	8
Steed, Walter (11)	6	1	—	—	14	11	—	—
Woods, Ronald (12)	237	41	—	113	26	11	1	1
WAYNE COUNTY								
Cook, Don (12)	212	14	—	1	222	22	—	1
*Hatch, Steven (7)	203	22	1	2	272	—	—	—
WEBER COUNTY								
*Crowton, Lee (11)	299	106	—	—	229	1	—	35
Daley, Keith (12)	59	25	—	—	77	3	—	17
Field, Wayne (12)	472	54	—	2	500	16	2	22
Gardner, Sterling (11)	200	65	—	—	186	12	—	14
Jones, Joseph, Jr. (12)	1,368	735	—	—	1,514	70	—	484
Lambert, Pat (10)	754	36	—	—	714	7	—	66
*Lyon, Michael (12)	2,323	548	—	—	2,345	153	—	139
Penrod, John (11)	528	91	—	14	410	—	—	16
Sandburg, John (12)	1,491	230	—	4	1,131	114	3	66
Storey, Craig (3)	591	75	—	—	370	—	4	27
Taylor, Brian (12)	127	8	—	—	113	—	—	12

*Indicates justices of the peace who did not attend annual training sessions during 1984 and are uncertified. ( ) Indicates number of months reporting.

DUI



The Utah legislature in 1983, dramatically stiffened the penalties for the offense of driving under the influence of intoxicating liquor, the DUI offense. In Utah, it is a crime to drive with a blood alcohol level of .08% or greater. Mandatory jail sentences or community service were ordered for first offenders and enhanced penalties were prescribed for second and subsequent offenses. Court ordered rehabilitation programs were mandated. Additional fines were ordered to establish a central restitution fund to compensate victims injured by drunk drivers. Automatic suspension of the driver's license is an additional penalty. Also, the legislature raised the tax on beer and markup on liquor to establish a fund to aid local law enforcement in prosecuting those offenses. The revenue from those increases is divided among towns, cities and counties according to a complex formula based on population, number of liquor outlets and number of convictions and guilty pleas for DUI and other alcohol related offenses.

The result of these statutory changes are reflected in the courts' workload. Filings of DUI offenses dropped 19 percent in the justice of the peace courts with 1087 fewer reported DUI cases filed in 1983-84.

5271	5636	4549
81-82	82-83	83-84

The circuit courts showed a 7.8% increase of DUI filings in the same period.

6135	7165	7727
81-82	82-83	83-84

The State Judicial Information System (SJIS) is currently able to generate some detailed information about dispositions of DUI charges.

In the Justice of the Peace courts the DUI charges filed were disposed of in the following manner:

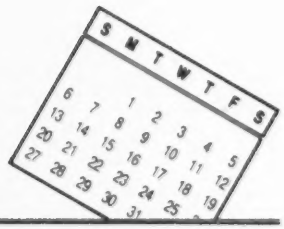
	Number of Charges	Percent of Total Dispositions
DUI		
Guilty Plea	2,724	59%
Trial Conviction	717	15.5%
Trial Acquittal	,134	2%
Dismissed	212	4%
Transferred	88	2%
DUI Reduced to Reckless Driving		
Guilty Plea	515	12%
Trial Conviction	209	.5%
Trial Acquittal	23	.4%
Dismissed	8	.2%
Transferred	1	.1%

In the Circuit and District Courts, dispositional information on DUI offenses is available in a different form.

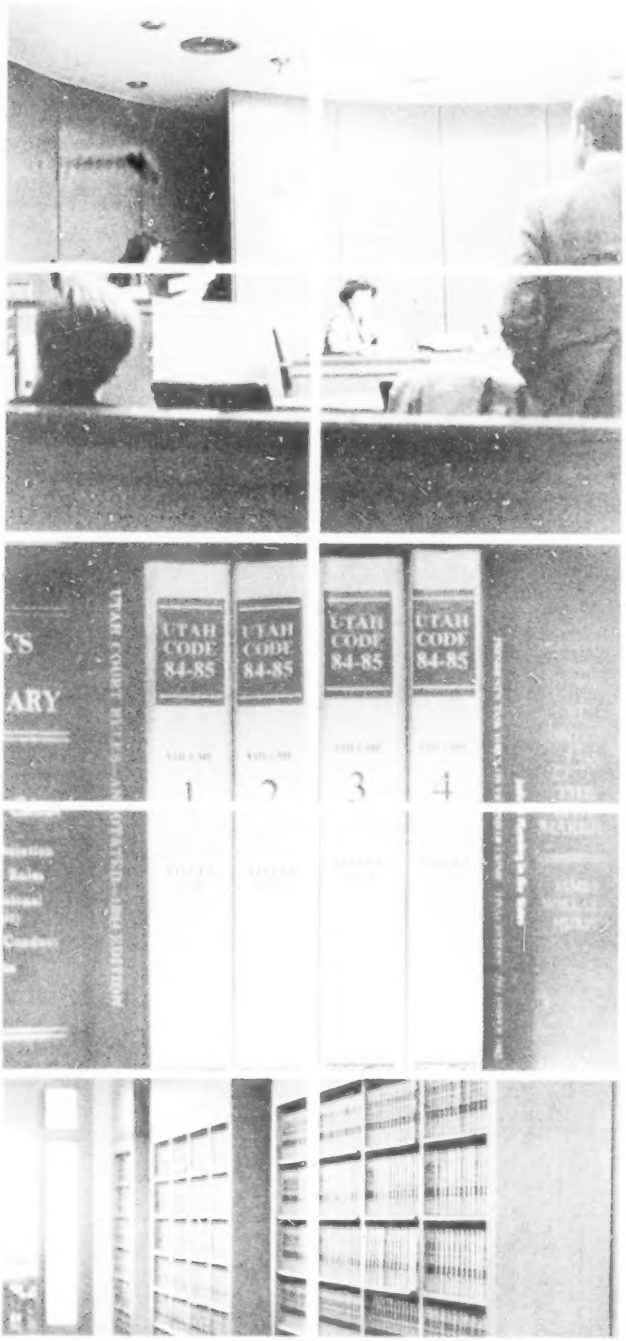
Type of Dispositions	Number of Cases	Percent of Total Dispositions
Guilty Pleas	5,730	74%
Convicted	859	11.2%
Acquitted	98	1.3%
Dismissed	850	11%
Bail Forfeiture	86	1.1%
Transfer	34	.4%
Change of Venue	4	.1%
Bound Over	17	.2%
Prior Judgment Affirmed	6	.1%
Remanded	30	.3%
Other	9	.1%

Over 85 percent of the DUI charges brought to the justice of the peace and circuit court result in guilty pleas, bail forfeitures, or convictions after trial. Acquittals or dismissals occurred in only 12 percent of circuit and district court cases and 6.6 percent of justice of the peace court cases.

The Justice of the Peace courts collected $160,784.00 for Victim Restitution and assessed $230,890.00 in fees for rehabilitation and alcohol treatment costs. The Circuit courts generated $240,493 in Victim Restitution Funds and $233,513 in Rehabilitation Fees.


S M T W T F S
6 7 1 2 3 4 5
13 14 8 9 10 11 12
20 21 15 16 17 18 19
27 28 22 23 24 25
29 30 31

Reduction of Court Delay

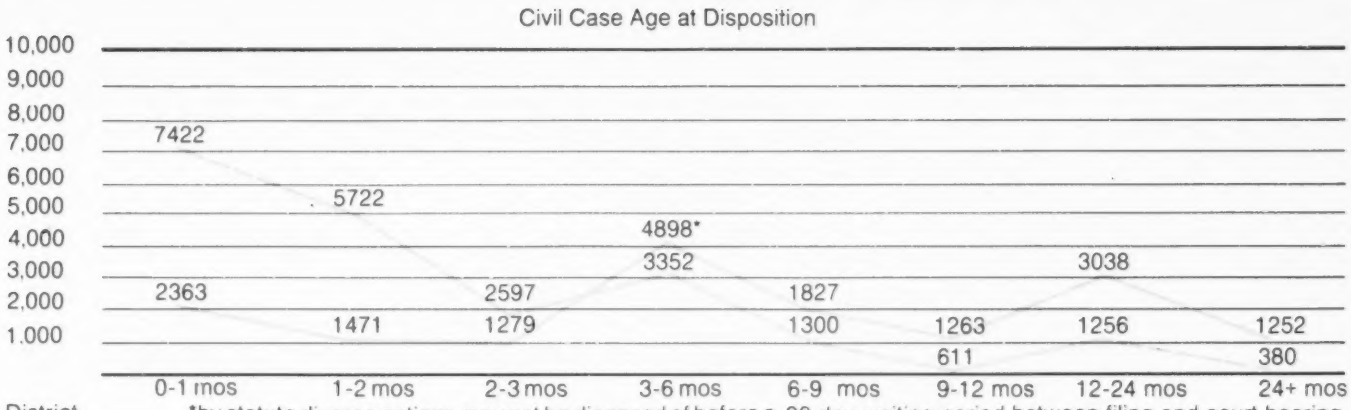


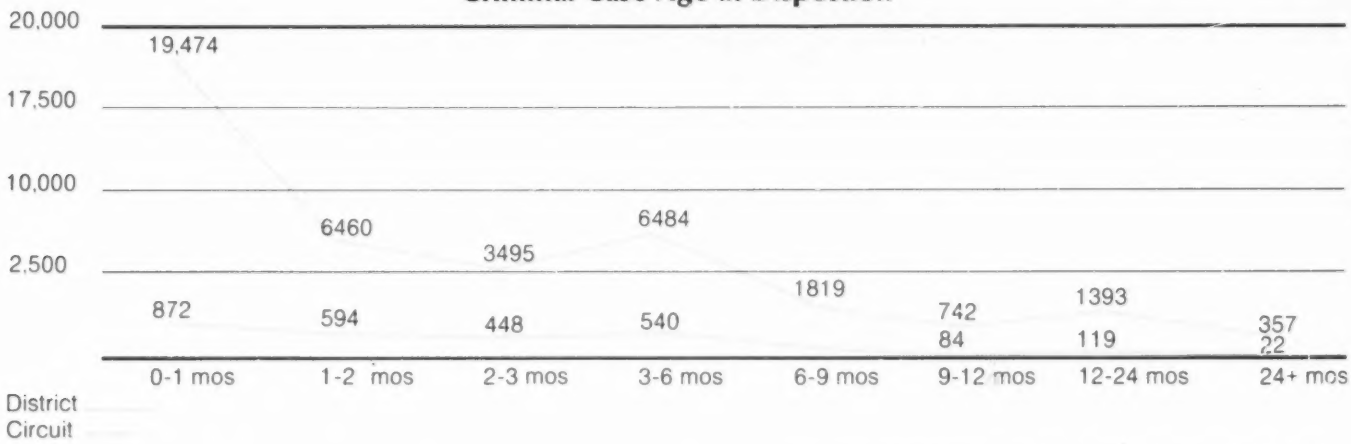
New Rules of Practice in the District and Circuit Courts of Utah became effective July 1, 1983. Rule 4.1 of those rules provides for procedures under which the trial judge may better direct the progress of civil cases within the trial court system. The objectives of implementing Rule 4.1 are to:

1. reduce the time period between filing and disposition of civil cases,
2. subject the pace of litigation to the supervision of the court from commencement to termination,
3. increase the court's disposition rate,
4. provide firm trial dates, and
5. eliminate unacceptable backlog.

District and Circuit Courts in Utah are utilizing Rule 4.1 or other means such as monthly calendar calls to assure that civil cases are expeditiously handled in the trial courts. Criminal cases receive preferential scheduling already, due to the constitutional requirements of a speedy trial.

The effect of Rule 4.1 in the trial courts is shown by noting the length of time the cases disposed of during 1983-84 spent within in the court system and comparing that figure with the age of cases currently pending.





The procedures of Rule 4.1 allow the court to place cases on an inactive file when 270 days have passed since service of process and no certificate of readiness for trial has been filed. These cases may then be dismissed after two months on the inactive calendar. An attorney may file a certificate of readiness for trial and receive a trial date within 90 days.

The 3038 district court civil case dispositions which occurred for cases between 12 and 24 months of age are in part due to Rule 4.1 procedures.

The age of the cases pending in the trial courts as of June 30, 1984 demonstrates that the courts are continuing to expedite case movement through the trial court system.

The trial court system is still developing methods and procedures to fully implement the philosophy expressed by Rule 4.1. The large metropolitan court systems must increase their data processing capabilities before complete monitoring under Rule 4.1 can be accomplished. While the data reflected here shows the time period a case was held in each court system, it does not measure the length of time an individual case may have taken when it moved from one system to another on appeal.

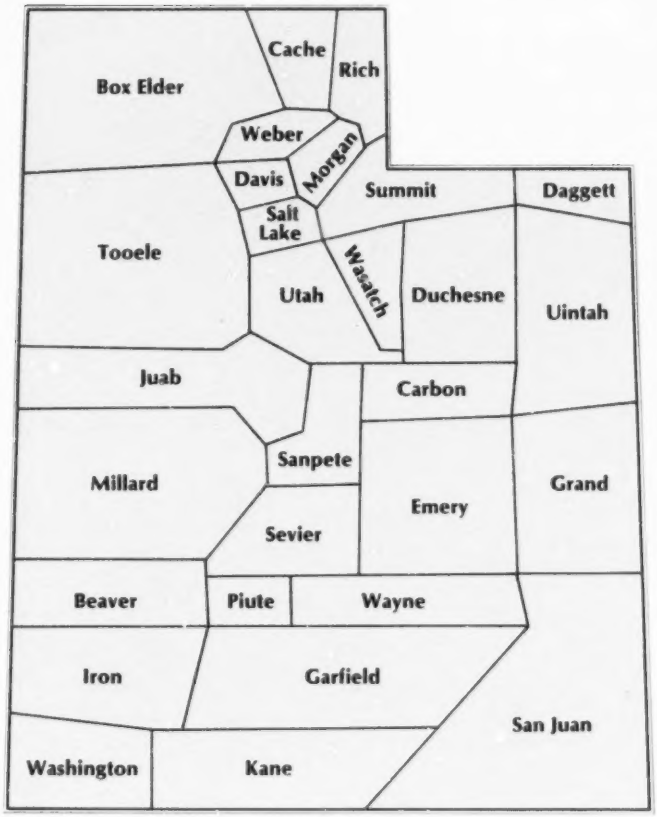
Preliminary polls of bar association members show considerable support for Rule 4.1 procedures. Full implementation and monitoring of Rule 4.1 in the trial courts remains a goal for judges, court administrators and clerks for the coming year.

Criminal Cases Pending June 30, 1984

	Total	0-3 mos	3-6 mos	6-9 most	9-12 ms	12-15 mos	15+ mos
District Court	1,851	246	499	511	343	252	
Circuit Court	7,315	1,306	2,160	1,527	1,475	846	1

Civil Cases Pending June 30, 1984

	Total	0-3 mos	3-6 mos	6-9 most	9-12 ms	12-15 mos	15+ mos
District Court	13,389	1,830	4,036	3,107	2,829	1,677	
Circuit Court	18,274	1,871	5,291	5,454	3,810	1,848	



County	District	Circuit
Box Elder	First	First
Cache	First	Second
Rich	First	Second
Weber	Second	Third
Morgan	Second	Third
Davis	Second	Fourth
Salt Lake	Third	Fifth
Summit	Third	Fifth
Tooele	Third	Sixth
Uintah	Seventh	Seventh
Duchesne	Seventh	Seventh
Daggett	Seventh	Seventh
Utah	Fourth	Eighth
Wasatch	Fourth	Eighth
Juab	Fourth	Eighth
Millard	Fourth	Ninth
Beaver	Fifth	Ninth
Iron	Fifth	Ninth
Washington	Fifth	Ninth
Sanpete	Sixth	Tenth
Sevier	Sixth	Tenth
Piute	Sixth	Tenth
Wayne	Sixth	Tenth
Garfield	Sixth	Tenth
Kane	Sixth	Tenth
Carbon	Seventh	Eleventh
Emery	Seventh	Eleventh
Grand	Seventh	Twelfth
San Juan	Seventh	Twelfth

District Courts

First District
- Box Elder County
- Cache County
- Rich County

Second District
- Davis County
- Weber County
- Morgan County

Third District
- Salt Lake County
- Summit County
- Tooele County

Fourth District
- Utah County
- Juab County
- Wasatch County
- Millard County

Fifth District
- Iron County
- Beaver County
- Washington County

Sixth District
- Sanpete County
- Sevier County
- Piute County
- Wayne County
- Garfield County
- Kane County

Seventh District
- Duchesne County
- Uintah County
- Daggett County
- Carbon County
- Emery County
- Grand County
- San Juan County

Circuit Courts

First Circuit
- Box Elder County

Second Circuit
- Cache County
- Rich County

Third Circuit
- Weber County
- Morgan County

Fourth Circuit
- Davis County

Fifth Circuit
- Salt Lake County
- Summit County

Sixth Circuit
- Tooele County

Seventh Circuit
- Uintah County
- Duchesne County
- Daggett County

Eighth Circuit
- Utah County
- Wasatch County
- Juab County

Ninth Circuit
- Millard County
- Beaver County
- Iron County
- Washington County

Tenth Circuit
- Sanpete County
- Sevier County
- Piute County
- Wayne County
- Garfield County
- Kane County

Eleventh Circuit
- Carbon County
- Emery County

Twelfth Circuit
- Grand County
- San Juan County